

**TOWN OF NORTH HEMPSTEAD  
BOARD MEETING  
AGENDA**



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**March 22, 2016**

**7:30 PM**

**CONTINUATIONS:**

1. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING."  
Continued to May 10, 2016.

Synopsis: Adoption of this local law would establish concrete recycling as a conditional use in Industrial-B zones and would establish performance standards for such facilities. Public hearing continued from January 26, 2016.

**PUBLIC HEARINGS:**

2. A PUBLIC HEARING TO CONSIDER THE APPLICATION OF JOHN AND MET LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOT 35 & 36.

Synopsis: The application seeks a special use permit for alterations to an existing gasoline service station, permission to operate self-service pumps and to legalize an existing convenience store, all on a 11,532.6 square foot (0.26 acre) property.

3. A PUBLIC HEARING FOR CHAPTER 29A OF THE TOWN CODE TO CONSIDER THE APPLICATION OF JOHN AND MET LLC FOR THE INSTALLATION OF TWO UNDERGROUND STORAGE TANKS AT THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON, NEW YORK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOTS 35 & 36.

Synopsis: The application seeks a permit to remove two (2) underground fuel storage tanks and replace them with one (1) 12,000 gallon tank containing only gasoline and one (1) 12,000 gallon compartmentalized tank containing 4,000 gallons each of premium gasoline, diesel and E-85 (ethanol).

4. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING".

Synopsis: The purpose of the amendment is to update the regulations concerning childcare in the planned industrial park zoning district.

5. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING".

Synopsis: The purpose of the amendment is to set new size limits and restrictions concerning food preparation for convenience stores located within gasoline service stations.

6. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 16A OF THE TOWN CODE ENTITLED "ETHICS, CODE OF".

Synopsis: The purpose of the amendment is to revise and update the list of those officers, employees and contractors required to file annual financial disclosure statements and to revise the content of the Town's annual statement of financial disclosure.

7. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING MALLON PLACE & IRMA AVENUE AND LANNON PLACE & IRMA AVENUE IN PORT WASHINGTON.

Synopsis: The adoption of this ordinance will establish a Full Stop for traffic eastbound on Mallon Place, at its intersection with Irma Avenue and a Full Stop for traffic eastbound on Lannon Place, at its intersection with Irma Avenue, in Port Washington.

8. A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AFFECTING PILGRIM STREET AND MAPLE DRIVE WEST IN NEW HYDE PARK.

Synopsis: The adoption of this ordinance will establish a Full Stop for traffic southbound on Pilgrim Street at its intersection with Maple Drive West in New Hyde Park.

9. A RESOLUTION MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT RELATING TO CERTAIN BOND FINANCINGS OF THE TOWN FOR TOWN-OPERATED SPECIAL DISTRICTS.

10. A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 22, 2016, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD LIGHTING DISTRICT.

11. A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 22, 2016, APPROPRIATING \$200,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD LIGHTING DISTRICT AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

12. A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 22, 2016, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD SIDEWALK DISTRICT.

13. A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 22, 2016, APPROPRIATING \$100,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD SIDEWALK DISTRICT AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.
14. A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 22, 2016, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON PUBLIC PARKING DISTRICT, PURSUANT TO SECTION 202-b OF THE TOWN LAW.
15. A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 22, 2016, APPROPRIATING \$300,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON PUBLIC PARKING DISTRICT AND AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.
16. A PUBLIC HEARING REGARDING THE GLENWOOD H. & L., E. & H. CO., INC.'S REQUEST FOR PAYMENT FOR ITS 2015 LENGTH OF SERVICE AWARD PROGRAM AND DIRECTING THE TOWN CLERK TO PUBLISH A NOTICE THEREOF.

**RESOLUTIONS:**

17. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING ARTICLE IX OF THE UNIFORM TRAFFIC CODE OF THE TOWN OF NORTH HEMPSTEAD ENTITLED "PORT WASHINGTON PUBLIC PARKING DISTRICT".

Synopsis: The purpose of this local law is to amend the fee charged in shopper parking lots and to authorize parking district personnel to modify parking space designations without Board of Commissioner approval.

Tentative hearing date is April 19, 2016.

18. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING "PARKS ORDINANCE NO. 1 OF 2016" RELATIVE TO PARKS AND RECREATION FACILITIES IN THE TOWN OF NORTH HEMPSTEAD. Stricken.

Synopsis: The proposed amendment would add to the list of parks where dogs will be permitted to include Plandome Pond Park, Gerry/Roslyn Pond Park, Caemmerer Park and Large Park Circle (located on Park Circle East and Devonshire Drive in New Hyde Park). Tentative hearing date is April 19, 2016.

19. A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF AN ORDINANCE AFFECTING DENNIS STREET IN MANHASSET.

Synopsis: The rescission and adoption of this ordinance will establish (1) a Two Hour parking restriction from 8:00 a.m. to 6:00 p.m. for a portion of the north side of Dennis Street, between Plandome Road and Norgate Road (in front of the residences); (2) a No U-Turn restriction between Norgate Road and the Dead End; (3) a No Stopping parking

restriction on School Days in front of the single residence on the north side and a No Stopping Any Time parking restriction in front of the first single residence on the south side at the Dead End; (4) change the present No Parking restriction to a No Stopping restriction on the south side, for the remainder of the block, east, to Norgate Road; and (5) change some measurements in this new ordinance to conform with certain parking restriction signs presently posted on Dennis Street. Tentative hearing date is April 19, 2016.

20. A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET APPROPRIATION PURSUANT TO TOWN LAW SECTION 112.
21. A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND AND THE TAKING OF RELATED ACTION.
22. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH LOCALITY MEDIA INC. FOR SHARING BUILDING INFORMATION.
23. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PYRO ENGINEERING INC. D/B/A BAY FIREWORKS FOR A FIREWORKS DISPLAY AT NORTH HEMPSTEAD BEACH PARK.
24. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COLLINS GANN MCLOSKEY & BARRY PLLC FOR LEGAL COUNSEL SERVICES.
25. A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH VARIOUS AGENCIES TO PROVIDE ACTIVITIES AND SERVICES FOR SENIOR CITIZENS WITHIN THE TOWN OF NORTH HEMPSTEAD.
26. A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE AMERICAN RED CROSS GREATER NEW YORK REGION.
27. A RESOLUTION AUTHORIZING THE EXECUTION OF A BOUNDARY LINE AGREEMENT WITH YOUNG AHN AND KWAN-BAE KIM RELATING TO PETRUS PARK IN PORT WASHINGTON.
28. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE VISCARDI CENTER TO HOLD THE VISCARDI PROSPER PROGRAM AT THE YES WE CAN COMMUNITY CENTER.
29. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH LAX4ALL FOR LACROSSE CLINICS AT THE YES WE CAN COMMUNITY CENTER.

30. A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF AN APPLICATION TO THE NASSAU COUNTY OFFICE OF COMMUNITY DEVELOPMENT FOR 42ND PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.
31. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GOODMAN-MARKS ASSOCIATES INC. FOR APPRAISAL SERVICES.
32. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH JOHN S. GOESS REALTY APPRAISAL, INC. FOR APPRAISAL SERVICES.
33. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GOLD COAST TENNIS FOR TENNIS COURT WORK AT HARBOR HILLS PARK, GREAT NECK.
34. A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FIDELITY NATIONAL INFORMATION FOR LOCK BOX SERVICES.
35. A RESOLUTION AUTHORIZING THE PURCHASE FROM WEBHOUSE STORAGE SOLUTIONS OF MAINTENANCE HARDWARE AND SOFTWARE SUPPORT FOR THE TOWN HALL WEB FILTER.
36. A RESOLUTION AUTHORIZING THE PURCHASE FROM LEGAL FILES SOFTWARE, INC. OF ADDITIONAL LICENSES FOR THE TOWN'S LEGAL CASE MANAGEMENT SYSTEM.
37. A RESOLUTION AUTHORIZING THE PURCHASE AND MAINTENANCE OF ASB TASKTRACKER SOFTWARE MAINTENANCE AT HARBOR LINKS.
38. A RESOLUTION URGING THE STATE OF NEW YORK TO ENACT THE PAID FAMILY LEAVE ACT.
39. A RESOLUTION AUTHORIZING THE PURCHASE FROM ERANGE INC. OF DRIVING RANGE SOFTWARE AT HARBOR LINKS.
40. A RESOLUTION AUTHORIZING THE PURCHASE FROM ANDREWS TECHNOLOGY HMS, INC. OF UPGRADES AND HARDWARE MAINTENANCE FOR THE TOWN'S TIME KEEPING AND ATTENDANCE SYSTEM.
41. A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.
42. A RESOLUTION AUTHORIZING AN APPOINTMENT TO THE BOARD OF DIRECTORS OF THE WATER AUTHORITY OF GREAT NECK NORTH.
43. A RESOLUTION APPOINTING DAVID L. MEJIAS AS A MARRIAGE OFFICER OF THE TOWN OF NORTH HEMPSTEAD.

44. A RESOLUTION IDENTIFYING TITLES OF EMPLOYEES OF THE TOWN OF NORTH HEMPSTEAD WHO HOLD POLICY MAKING POSITIONS FOR PURPOSES OF REQUIRING THE FILING OF THE ANNUAL STATEMENT OF FINANCIAL DISCLOSURE.
45. A RESOLUTION AUTHORIZING A CHANGE OF STREET ADDRESS FOR THE PREMISES IDENTIFIED AS SECTION 7, BLOCK 304, LOT 14 ON THE NASSAU COUNTY LAND AND TAX MAP FROM 84 FAIRVIEW DRIVE, ALBERTSON, NEW YORK TO 86 FAIRVIEW DRIVE, ALBERTSON, NEW YORK.
46. A RESOLUTION REDUCING FEES TO BE CHARGED TO THE NORTH HEMPSTEAD HOUSING AUTHORITY.
47. A RESOLUTION AMENDING THE PARKS FEE SCHEDULE.
48. A RESOLUTION AUTHORIZING THE CONTINUATION OF THE CLARK GARDEN FAMILY GARDEN PROGRAM.
49. A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO., NO. 1, INC., GREAT NECK, NEW YORK, IN ACCEPTING THE RESIGNATION OF ALEXANDER ABEL.
50. A RESOLUTION APPROVING THE ACTION OF THE PROTECTION FIRE ENGINE COMPANY NO. 1, PORT WASHINGTON, NEW YORK, IN ELECTING ALFREDO DIAZ AND WILLIAM TRAPP TO MEMBERSHIP, CHANGING THE MEMBERSHIP STATUS OF JOHN WALTERS, JR. FROM ACTIVE TO ASSOCIATE MEMBERSHIP, AND ACCEPTING THE RESIGNATION OF JOHN FRANCIS HINCK.

**ADDED STARTERS:**

51. A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER COMPANY, NO. 1, INC., PORT WASHINGTON, NEW YORK IN ELECTING TO MEMBERSHIP JAMES F. ROMAN.

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**\*\*\*offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**Continuation**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING." Continued to May 10, 2016.**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, a proposed Local Law has been prepared pursuant to enabling legislation to amend the Town Code by the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to allow "concrete recycling operation" as a conditional use in the Industrial B zoning district and establish performance standards for such facilities; and

**WHEREAS**, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

**WHEREAS**, due notice has been given of a public hearing to be held on the 26<sup>th</sup> day of January 2016, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

**WHEREAS**, the Nassau County Planning Commission (the "Commission"), following a review of the Application pursuant to General Municipal Law 239-m, determined that the Application was a matter for local determination at their meeting on November 12, 2015; and

**WHEREAS**, the Town Board carefully considered the proposed Local Law during the seven-day period, conducted a public hearing on January 26, 2016 and March 22, 2016, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the "Secretary of State").

**NOW, THEREFORE, BE IT**

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**Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.211-2016**

**A PUBLIC HEARING TO CONSIDER THE APPLICATION OF JOHN AND MET LLC FOR A SPECIAL USE PERMIT FOR THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOT 35 & 36.**

**WHEREAS**, John and Met LLC (the "Applicant") is seeking to perform alterations to an existing gasoline station, convert an existing gasoline station into a self-service station and to maintain a 735-square foot convenience store on an 11,532.6 square foot lot, located at 848 Willis Avenue, Albertson identified on the Nassau County Land and Tax Map as Section 9, Block 111, Lots 35 and 36 (the "Application"); and

**WHEREAS**, it has been determined that the Application requires special permits approved by the Board of the Town of North Hempstead (the "Town") pursuant to Town Code "70-203(P) and 70-225 (the 'Special Use Permits'); and

**WHEREAS**, all necessary reports, recommendations, and comments on the Project have been filed with this Board by the Department of Planning and Environmental Protection (the "Planning Department") of the Town pursuant to Town Code ' 70-219(A)(4); and

**WHEREAS**, the Town Clerk, pursuant to and in accordance with Town Code " 70-240(A) and 70-203(P), has published notice of a public hearing scheduled for March 22, 2016 to consider the Application (the "Public Hearing"), as authorized and directed by the Town Board pursuant to Resolution No. 187-2016, adopted at its meeting duly held on March 8, 2016; and

**WHEREAS**, the Applicant, in the manner required by Town Code '70-240 for Special Use Permit applications, has furnished proof of service of notice of the Public Hearing to the affected property owners within a 200-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and

**WHEREAS**, pursuant to General Municipal Law ' 239-m, this Application was referred to the Nassau County Planning Commission (the "NCPC") which recommended a local determination by a letter dated February 4, 2016; and

**WHEREAS**, the Planning Department has reviewed the Application and recommends approval of same; and



**WHEREAS**, pursuant to Town Code '70-225(B)(1), the use of the Premises is (i) consistent with the purposes of zoning as set forth in the Town Law of the State of New York and the retail and commercial uses permitted within the Business A zoning district in which the Premises are found; (ii) is consistent with community plans and character (iii) will improve the aesthetics of the Premises and its environs by providing for a landscaped buffer, a new canopy, improved drainage, and the elimination of a curb cut on the residential street; and

**WHEREAS**, the Department of Building Safety, Inspection and Enforcement issued a Notice of Disapproval on September 21, 2015 citing (i) Town Code §70-103M, requiring parking spaces not to be located in the 10 foot required front yard setback per Town Code §70-132, while the Application proposed parking space #5 would be located 7 feet from the northern front property line; (ii) Town Code §70-132 requiring a front yard, the depth of which shall be no less than 10 feet, while the Application proposed the construction of a gas station canopy with a 7.3 foot east front yard setback; (iii) Town Code §70-196K(4) requiring a gas station ground sign to be no greater than 24 square feet in area per sign, while the Application proposed a gas station ground sign with 5 foot x 7 foot dimensions, totaling 35 square feet in area; (iv) Town Code §70-197M proscribing signs located on a gas station canopy, while the Application proposed the installation of two (2) signs on the gas station canopy, one facing west and one facing north; (v) Town Code §70-203G requiring a 15 foot wide landscape buffer along the east side of the property, while the Application proposed a 9'x 10' fenced refuse area located within the required 15 foot landscaped buffer; (vi) Town Code §70-203P(2)(f) requiring a perimeter landscape along the parcel of land which abuts a street, exclusive of vehicular access points, while the Application proposed no perimeter landscaping along the north and west property lines which abut Willis Avenue and Dorset Avenue; (vii) Town Code §70-229A requiring Applicant to maintain a 4 foot high brick wall along the eastern property line with a 3 foot high fence above, in accordance with BZA Appeal #10398 dated November 17, 1974, while the Application proposed to eliminate the majority of the brick wall and replace it with a 7 foot high fence; (viii) Town Code §70-203P requiring Town Board Special Use Permits for alterations to a gasoline service station, for a self-service gasoline station, and for a convenience store; and

**WHEREAS**, variances were needed for the proposed work described in the Application; and

**WHEREAS**, at a public hearing held on January 20, 2016, and pursuant to Appeal No. 20113, the Board of Zoning and Appeals (the "BZA") granted variances for the proposed work in the Application; and

**WHEREAS**, it is required that a "lead agency" be established to review the Action pursuant to the rules and regulations for implementation of the New York State Environmental Quality Review Act as set forth in Title 6, Part 617.6(b) of the Official Compilation of Codes, Rules, and Regulations of the State of New York ("SEQRA Regulations"); and

**WHEREAS**, the BZA has established itself as lead agency and has determined that the actions listed in the Application constitute an "unlisted action" and will not result in any significant adverse environmental impact; and

**WHEREAS**, the Board wishes to concur in the BZA's determination that the Action constitutes an "unlisted action" as not an excluded or exempt action as defined in Section 617.2 (p) or (q) of the SEQRA regulations and not included in statewide or individual agency lists of Type I or Type II actions, and which will not result in any significant adverse impacts on the environment; and

**WHEREAS**, this Board has carefully considered the Application, testimony, and other relevant evidence at the Public Hearing held on March 22, 2016, and afforded all interested persons the opportunity to be heard; and

**WHEREAS**, this Board now wishes to render a decision on this Application.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Board concurs with the of BZA's determination that the Action constitutes an "unlisted action" as not an excluded or exempt action as defined in Section 617.2 (p) or (q) of the SEQRA regulations and not included in statewide or individual agency lists of Type I or Type II actions, and which will not result in any significant adverse impacts on the environment; and be it further

**RESOLVED** that, pursuant to Town Code " 70-203(P)(1), 70-225B, and 70-231, issuance of the Special Use Permits is hereby approved; and be it further

**RESOLVED** that a copy of this approval shall be filed with the Building Commissioner, and the Building Commissioner is hereby authorized and directed to issue a Building Permit, upon compliance with the Building Permit application requirements as set forth in the Town Code and any other conditions or requirements imposed by any other governmental entity having jurisdiction over the Premises, except as herein above set forth, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Building

Planning

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**Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 212 -2016**

**A PUBLIC HEARING FOR CHAPTER 29A OF THE TOWN CODE TO CONSIDER THE APPLICATION OF JOHN AND MET LLC FOR THE INSTALLATION OF TWO UNDERGROUND STORAGE TANKS AT THE PREMISES LOCATED AT 848 WILLIS AVENUE, ALBERTSON, NEW YORK AND DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 9, BLOCK 111, LOTS 35 & 36.**

**WHEREAS**, John and Met LLC (the “Applicant”) has applied for a permit (the “Underground Storage Permit”) pursuant to Section 29A-4 of the Code of the Town of North Hempstead (the “Town Code”) to remove two (2) existing underground fuel storage tanks and install two (2), 12,000 gallon underground gasoline storage tanks (one tank for regular gasoline and one tank with three equal-sized compartments for premium gasoline, diesel, and Ethanol (E-85)) on real property located at 848 Willis Avenue, Albertson, New York, identified on the Nassau County Land and Tax Map as Section 9, Block 111, Lots 35 and 36 (the “Application”); and

**WHEREAS**, it has been determined that the Application is subject to consideration by the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) under Town Code §29A-8; and

**WHEREAS**, all necessary reports, recommendations, and comments on the Project have been filed with this Board by the Commissioner of Building, Safety, Inspection and Enforcement (the “Building Commissioner”) of the Town pursuant to Town Code §29A-5(B); and

**WHEREAS**, the Town Clerk, pursuant to and in accordance with Town Code, has published notice of a public hearing scheduled for March 22, 2016 (the “Public Hearing”), as authorized and directed by the Town Board pursuant to Resolution No. 188-2016, adopted on March 8, 2016, to consider the Application; and

**WHEREAS**, the Applicant, in the manner required by Town Code §29A-8(A), has furnished proof of service of notice of the Public Hearing to the affected property owners within a 200-foot radius of the Premises, and filed an affidavit as to the mailing of such notices as required thereunder; and **WHEREAS**, the Department of Planning and Environmental Protection (the “Planning Department”) has reviewed the Application and recommends its approval; and

**WHEREAS**, it is required that a “lead agency” be established to review the Action pursuant to the rules and regulations for implementation of the New York State Environmental Quality Review

Act as set forth in Title 6, Part 617.6 (b) of the Official Compilation of Codes, Rules, and Regulations of the State of New York (“SEQRA Regulations”); and

**WHEREAS**, this Board of Zoning and Appeals (the “BZA”), pursuant to Appeal No. 20113 and by resolution dated January 20, 2016, has established itself as lead agency and determined that the actions listed in the Application constitute an “unlisted action” and will not have a significant adverse effect on the environment; and

**WHEREAS**, the Board wishes to concur in the BZA’s determination that the Action constitutes an “unlisted action” as not an excluded or exempt action as defined in Section 617.2 (p) or (q) of the SEQRA regulations and not included in statewide or individual agency lists of Type I or Type II actions, and which will not result in any significant adverse impacts on the environment; and

**WHEREAS**, this Board has carefully considered the Application, testimony and other relevant evidence at the Public Hearing held on March 22, 2016, and afforded all interested persons the opportunity to be heard; and

**WHEREAS**, this Board now wishes to render a decision on this Application.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Board concurs with the of BZA’s findings that the Action constitutes an “unlisted action” as not an excluded or exempt action as defined in Section 617.2 (p) or (q) of the SEQRA regulations and not included in statewide or individual agency lists of Type I or Type II actions, and which will not result in any significant adverse impacts on the environment; and be it further

**RESOLVED** that this Board finds that the replacement of the existing tanks with the new tanks is consistent with the spirit and intent of Town Code §29A-5(B); and be it further

**RESOLVED** that, pursuant to Town Code §29A-5(A), the Application is hereby granted and the Permit is hereby approved; and be it further

**RESOLVED** that a copy of this resolution shall be filed with the Town Clerk and the Building Commissioner, pursuant to Town Code §29A-4(B), is hereby authorized and directed to issue a building permit: (1) upon compliance with the application requirements as set forth in the Town Code; (2) upon the condition that the permit, as it relates to the installation of the Tanks, shall expire on March 22, 2017; and (3) upon any other conditions or requirements imposed by any other governmental entity having jurisdiction over the Premises, except as herein above set forth, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 213-2016**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING".**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, a proposed Local Law has been prepared pursuant to enabling legislation to amend the Town Code by the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to update the regulations concerning childcare in the Planned Industrial Park zoning district; and

**WHEREAS**, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

**WHEREAS**, due notice has been given of a public hearing to be held on the 22<sup>nd</sup> day of March 2016 concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

**WHEREAS**, the Nassau County Planning Commission (the "Commission"), following a review of the Application pursuant to General Municipal Law 239-m, determined that the Application was a matter for local determination at their meeting duly held on February 25, 2016; and

**WHEREAS**, the Town Board carefully considered the proposed Local Law during the seven-day period, conducted the public hearing on March 22, 2016, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, this Board deems it in the public interest to adopt the proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the "Secretary of State").

**NOW, THEREFORE, BE IT**

**RESOLVED** that Local Law No. 2 of 2016 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 2 OF 2016  
A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE  
ENTITLED “ZONING”**

**BE IT ENACTED** by the Town Board of the Town of North Hempstead, as follows:

**Section 1. Legislative Intent.**

The Board finds that it is in the best interest of the Town of North Hempstead to make amendments to Chapter 70 of the Town Code entitled “Zoning” in order to update the regulations concerning childcare in the Planned Industrial Park zoning district.

**Section 2.**

Section 70-150 of the Town Code is hereby amended as follows:

Article XVIII. Planned Industrial Park District

§ 70-150. Permitted uses.

[Amended 1-30-1973; 12-16-1980 by L.L. No. 17-1980; 2-28-1995 by L.L. No. 1-1995; 5-3-2011 by L.L. No. 8-2011]

A building may be erected, altered or used and a lot or premises may be used for any of the purposes set forth in this article and for no other purpose. All of the following operations and activities shall be carried on within fully enclosed structures, and there shall be no outdoor storage of materials or equipment except where specifically authorized.

A. The following uses are permitted in Planned Industrial Park Districts:

(1) Light industrial establishments in which the principal activity shall be the manufacture, intermediate processing, assembly of goods or similar operations which conform to the performance standards contained in § 70-154 of this article.

(2) Research and design laboratories.

(3) Warehousing and distribution plants, but not including coal, petroleum or petroleum products.

(4) Office buildings.

(5) Banks, subject to the following requirements:

(a) Minimum lot: 40,000 square feet.

(b) Minimum front and rear yards: 50 feet.

(c) Minimum side yards: 25 feet.

(d) Minimum street frontage on any adjoining street: 150 feet.

(e) Minimum vehicle standing spaces in each drive-up window line: six spaces.

**(6) Child care, nursery school or similar facility, subject to the standards and requirements as set forth in § 70-203.1 of this chapter.**

B. All other requirements of the Planned Industrial Park District shall apply.

### Section 3.

Section 70-152 of the Town Code is hereby amended as follows:

Article XVIII. Planned Industrial Park District

§ 70-152. Accessory uses.

[Added 1-30-1973]

A. Employee restaurants and employee cafeterias, provided that such uses shall be located within the main building of the use served.

~~[B. Child care, nursery school or similar facility, subject to the standards and requirements as set forth in § 70-203.1 of this chapter. Such facility shall be located within, and accessory to, the principal use on the site for the convenience of its employees.~~

~~[Added 10-2-2001 by L.L. No. 8-2001<sup>41</sup>]~~

~~[1] Editor's Note: This local law also redesignated former Subsection B as Subsection C.]~~

[~~C~~]**B.** Uses clearly accessory and incidental to principal uses permitted in the Planned Industrial Park District, except that accessory buildings or outdoor storage of materials or equipment shall not be permitted. [2] *Editor's Note: Former Subsection C, as amended, listing a sauna, gym or pool area within a hotel, was repealed 5-13-2014 by L.L. No. 8-2014. This local law also redesignated former Subsections D and E as Subsections C and D, respectively.*

[~~D~~]**C.** For all uses authorized under § 70-151C.

[Added 9-9-2008 by L.L. No. 8-2008; amended 5-13-2014 by L.L. No. 8-2014]

(1) Meeting/conference rooms or exhibit area may be provided not to exceed 4,000 square feet.

(2) A restaurant/bar/lounge may be provided not to exceed 2,500 square feet.

(3) Pools/saunas, exercise rooms and business/computer centers, provided they are accessible only to registered guests.

### Section 4.

This Local Law shall take effect immediately upon filing with the Secretary of State.

and; be it further

**RESOLVED** that for purposes of SEQRA, the Town Board declares itself lead agency; and it is further

**RESOLVED** that the project (amendment to the local law) is an “unlisted action” which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form; and it is further

**RESOLVED** that the Board adopts the determination of the Commissioner of Planning and his recommendation that a Negative Declaration be issued; and it is further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed, in the manner required by law, to file a copy of said Local Law with the Secretary of State, and to publish a notice of adoption of said Local Law, which notice shall be in substantially the following form:

### NOTICE OF ADOPTION



**PLEASE TAKE NOTICE** that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on March 22, 2016, at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 2. of 2016 was adopted. The local law amends Chapter 70 of the Town Code entitled "Zoning" in order to update the regulations concerning childcare in the Planned Industrial Park zoning district.

**Dated:** Manhasset, New York

March 22, 2016

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

**Ayes:** Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

**Nays:** None

**cc:** Town Attorney      Town Clerk      Building      Planning

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**Councilwoman Seeman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 214-2016**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE ENTITLED "ZONING".**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, a proposed Local Law has been prepared pursuant to enabling legislation to amend the Town Code by the adoption of a Local Law amending Chapter 70 of the Town Code entitled "Zoning" in order to set new size limits and restrictions concerning food preparation for convenience stores located within gasoline service stations; and

**WHEREAS**, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

**WHEREAS**, due notice has been heretofore given of a public hearing to be held on the 22<sup>nd</sup> day of March 2016 concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town's website and during regular business hours in the Office of the Town Clerk; and

**WHEREAS**, the Nassau County Planning Commission (the "Commission"), following a review of the Application pursuant to General Municipal Law 239-m, determined that the Application was a matter for local determination at their meeting duly held on February 25, 2016; and

**WHEREAS**, the Town Board carefully considered the proposed Local Law during the aforesaid seven-day period, conducted said hearing on March 22, 2016, with respect to said Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, this Board deems it in the public interest to adopt said proposed Local Law, to be effective immediately upon filing with the Secretary of State of the State of New York (the "Secretary of State").

**NOW, THEREFORE, BE IT**

**RESOLVED** that Local Law No.3 of 2016 be and it hereby is adopted, which Local Law reads as follows:

**TOWN OF NORTH HEMPSTEAD  
LOCAL LAW NO. 3 OF 2016  
A LOCAL LAW AMENDING CHAPTER 70 OF THE TOWN CODE  
ENTITLED “ZONING”**

**BE IT ENACTED** by the Town Board of the Town of North Hempstead, as follows:

**Section 1. Legislative Intent.**

The Board finds that it is in the best interest of the Town of North Hempstead to make amendments to Chapter 70 of the Town Code entitled “Zoning” in order to set new size limits and restrictions concerning food preparation for convenience stores located within gasoline service stations.

**Section 2.**

Section 70-203. P of the Town Code is hereby amended as follows:

Article XXII. General Provisions

§ 70-203. Public health, safety and general welfare.

[Amended 7-26-1966; 12-3-1985 by L.L. No. 12-1985; 3-25-1986 by L.L. No. 3-1986]

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P. No permits for the construction or alteration of gasoline service stations shall be issued without first obtaining approval from the Town Board after a public hearing.

[Added 9-12-1989 by L.L. No. 7-1989; amended 11-15-2005 by L.L. No. 13-2005]

(1) No self-service gasoline service station shall be permitted without first obtaining approval from the Town Board after a public hearing, and shall be subject to the following conditions:

(a) The permittee shall provide an air compressor capable of inflating automobile tires for the use of motorists and shall do so at no charge to the user thereof.

(b) A gasoline service station granted a permit shall provide at least one full-service pumping station between the hours of 7:00 a.m. and 7:00 p.m., prevailing time.

(c) A gasoline service station granted a permit shall be subject to such other lawful conditions as may be imposed by the Town Board, which conditions shall be embodied in a covenant signed by the applicant and recorded at the expense of the applicant in the office of the Clerk of the County of Nassau. Such conditions shall include, unless exempted by the Town Board, the following:

[1] That the service island be covered by a canopy or similar structure to protect the patrons of the service station from the elements.

[2] That all fire-suppression and fire-prevention devices shall be installed in accordance with the requirements of, and subject to the approval of, the Nassau County Fire Marshal. Such systems shall,

to the extent most practicable and functionable, be enclosed within the canopy or similar aesthetically acceptable structure.

[3] That there shall be no overnight storage of motor vehicles or trailers on the premises.

[4] That all lighting shall be directed so as to illuminate only the site and shall not cause any annoyance or interference by substantial transgression of illumination on adjoining properties.

[5] That the operator of the station shall provide appropriate automobile window cleaning devices for use by patrons at no charge.

[6] That the operator of the station shall have available for sale to customers motor oil, transmission fluids and windshield cleaning solvents.

[7] That the operator of the station shall provide full service, and gasoline at self-service price, to all automobiles with handicapped license plates, between the hours of 7:00 a.m. and 7:00 p.m., prevailing time.

[8] That such facility shall conform to all zoning requirements except as the Board of Zoning and Appeals may, in its discretion, vary or modify.

(2) The Town Board, after a public hearing, may grant approval for a self-service or full-service gasoline station to concurrently sell products unrelated to the use and operation of motor vehicles, provided that such gasoline service station/convenience stores as defined in § 70-231, meet the following requirements:

(a) [~~Only prepackaged items, excepting coffee, tea or cocoa, shall be sold or offered.~~]

**Gross floor area and the allowable methods of food preparation are as follows. The maximum floor area is inclusive of the cashier area.**

<u>Lot Area</u>	<u>Maximum Floor Area</u>	<u>Food Preparation</u>
<u>less than 1/2 acre</u>	<u>1250 s.f.</u>	<u>Prepackaged for off-site consumption only; no warming, heating, or cooking excepting coffee, tea or cocoa.</u>
<u>1/2 acre to 1 acre</u>	<u>2500 s.f.</u>	<u>Warming of prepackaged items by microwave for off-site consumption; no oven, grill, or fryer. Brewing or preparing coffee, tea or cocoa is permitted.</u>
<u>greater than 1 acre</u>	<u>5000 s.f.</u>	<u>Permitted; Fast food restaurant regulations apply.</u>

(b) No trash or refuse shall be stored or kept on the site except where permitted by the Town Board.

(c) The station shall be supervised by the owner or employee of the owner on the premises at all times when the station is open for operation.

(d) There shall be no exterior display or storage of materials, merchandise, supplies or accessories, except in the area(s) indicated on the approved site plan.

(e) Site circulation shall be designed so that fuel tankers servicing the gasoline service station do not obstruct ingress or egress to the site and pedestrian ingress and egress to the convenience store, and do not make use of any portion of public right-of-way or landscaped areas.

(f) Perimeter landscaping requirements: Along the parcel of land which abuts a street, exclusive of vehicular access points, a perimeter landscape area shall be provided. The perimeter landscape area shall be designed so as not to obstruct sight lines from the subject property.

(3) An application to permit a gasoline service station/convenience store, as defined in § 70-231, shall be reviewed by the Commissioner of Planning, shall include the items required for submission in § 70-219 and shall demonstrate compliance with the requirements provided herein.

(4) In considering applications for a permit hereunder, the Town Board shall consider the general standards set forth in § 70-225B of this Code.

### **Section 3.**

Section 70-231 of the Town Code is hereby amended as follows:

#### **Article XXV. Word Usage and Definitions**

##### **§ 70-231. Definitions.**

[Amended 7-23-1968; 10-15-1968; 12-31-1974 by L.L. No. 22-1974; 2-1-1977 by L.L. No. 2-1977; 3-27-1979 by L.L. No. 3-1979; 8-12-1980 by L.L. No. 11-1980; 8-12-1980 by L.L. No. 12-1980; 8-26-1980 by L.L. No. 13-1980; 9-13-1983 by L.L. No. 6-1983; 2-26-1985 by L.L. No. 4-1985; 12-17-1985 by L.L. No. 13-1985; 12-17-1985 by L.L. No. 18-1985; 3-25-1986 by L.L. No. 3-1986; 4-28-1987 by L.L. No. 10-1987; 2-19-1991 by L.L. No. 5-1991; 7-9-1991 by L.L. No. 10-1991; 5-21-1996 by L.L. No. 8-1996; 1-28-1997 by L.L. No. 2-1997; 3-18-1997 by L.L. No. 6-1997; 5-21-1997 by L.L. No. 9-1997; 12-16-1997 by L.L. No. 25-1997; 6-8-1999 by L.L. No. 7-1999; 12-14-1999 by L.L. No. 14-1999; 10-2-2001 by L.L. No. 8-2001; 3-12-2002 by L.L. No. 2-2002; 6-25-2002 by L.L. No. 9-2002; 3-11-2003 by L.L. No. 1-2003; 9-30-2003 by L.L. No. 12-2003; 11-15-2005 by L.L. No. 13-2005; 1-3-2006 by L.L. No. 1-2006; 1-24-2006 by L.L. No. 2-2006; 8-22-2006 by L.L. No. 13-2006; 10-3-2006 by L.L. No. 14-2006; 12-12-2006 by L.L. No. 16-2006; 5-29-2007 by L.L. No. 4-2007; 5-29-2007 by L.L. No. 5-2007; 12-11-2007 by L.L. No. 12-2007; 7-29-2008 by L.L. No. 7-2008; 9-22-2008 by L.L. No. 9-2008; 10-2-2008 by L.L. No. 10-2008; 5-19-2009 by L.L. No. 9-2009; 6-23-2009 by L.L. No. 11-2009]

For the purpose of this chapter, the terms used herein are defined as follows:

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**COMMERCIAL PARKING LOT**

Any lot or premises, other than one owned or maintained by the municipality, used for parking automobiles or other motor vehicles by the public upon the payment of a fee, whether or not such use is an accessory use.

#### CONVENIENCE STORE

A retail sales area that offers for sale prepackaged food or beverages, **and may allow for cooking and preparation of ready-to-serve food**, for off-site consumption. ~~[Such retail sales area shall not exceed 750 square feet, including the cashier area.]~~ A convenience store shall co-locate or coexist only with a gasoline service station or automobile service station, and only as approved by the Town Board.

#### CORNER LOT

A lot situated at the intersection or junction of two or more streets.

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GASOLINE SERVICE STATION or AUTOMOBILE SERVICE STATION (used synonymously in this chapter)

The use of premises for the dispensing of motor fuels, lubricants and other materials used in the operation of motor or other vehicles and/or where minor repairs to motor or other vehicles are made.

#### GASOLINE SERVICE STATION/CONVENIENCE STORE

The co-location of a gasoline service station and a convenience store, **only as approved by the Town Board**. No use other than a convenience store may coexist or co-locate with a gasoline service station. A gasoline service station/convenience store contains a convenience store that offers for sale ~~[prepackaged]~~ food or beverages ~~[for off-site consumption]~~, in conjunction with the sale of automotive fuel. Other prepackaged goods, household items, automotive fluids and wiper blades, automotive cleaning supplies, oils, waxes and windshield fluids, newspapers and magazines may also be sold at a gasoline service station/convenience store.

#### GROSS FLOOR AREA (NONRESIDENTIAL)

The sum of the gross horizontal areas of the several floors of a building, including interior balconies and mezzanines, but excluding exterior balconies. All horizontal dimensions of each floor are to be measured from the exterior faces of the walls of each such floor, including roofed porches having more than one wall. The "gross floor area" of accessory buildings shall include the floor area of accessory buildings on the same lot, measured the same way. In computing the "gross floor area," there shall be excluded any floor area of a story whose ceiling is less than four feet above grade at the nearest building line and attic space having a headroom of less than seven feet, provided that those areas are nonhabitable and are used for storage or mechanical equipment.

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#### Section 4.

This Local Law shall take effect immediately upon filing with the Secretary of State.  
and; be it further

**RESOLVED** that for purposes of SEQRA, the Town Board declares itself lead agency; and it is further

**RESOLVED** that the project (amendment to the local law) is an “unlisted action” which will not result in any significant adverse impacts on the environment based upon the analysis set forth in the Short Form Environmental Assessment Form; and it is further

**RESOLVED** that the Board adopts the determination of the Commissioner of Planning and his recommendation that a Negative Declaration be issued; and it is further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed, in the manner required by law, to file a copy of said Local Law with the Secretary of State, and to publish a notice of adoption of said Local Law, which notice shall be in substantially the following form:

### **NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE** that pursuant to the provisions of Article 9 of the New York State Constitution, the Municipal Home Rule Law, and the Town Law, at a meeting of the Town Board duly held on March 22, 2016, at Town Hall, 220 Plandome Road, Manhasset, New York, Local Law No. 3 of 2016 was adopted. The local law amends Chapter 70 of the Town Code entitled “Zoning” in order to set new size limits and restrictions concerning food preparation for convenience stores located within gasoline service stations.

**Dated:** Manhasset, New York

March 22, 2016

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney      Town Clerk      Building      Planning

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.215-2016**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW AMENDING CHAPTER 16A OF THE TOWN CODE ENTITLED "ETHICS, CODE OF".**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead, is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, a proposed Local Law has been prepared, pursuant to enabling legislation, to amend the Town Code by the adoption of a Local Law amending Chapter 16A of the Town Code entitled “Ethics, Code of” in order to revise and update the list of those officers, employees and contractors required to file annual financial disclosure statements and to revise the content of the Town’s annual statement of financial disclosure; and

**WHEREAS**, the proposed Local Law, in final form, has been on the desks or tables of all the members of the Town Board for seven calendar days, exclusive of Sunday; and

**WHEREAS**, due notice has been given of a public hearing to be held on the 22nd day of March, 2016, concerning the adoption of the proposed Local Law, which Local Law was available for viewing by the public on the Town’s website and during regular business hours in the Office of the Town Clerk; and

**WHEREAS**, the Town Board carefully considered the proposed Local Law during the seven-day period, conducted the hearing on March 22, 2016, with respect to the Local Law, and has afforded all interested persons an opportunity to be heard at the public hearing; and

**WHEREAS**, this Board deems it in the public interest to adopt the proposed Local Law, to be effective upon filing with the Secretary of State; and

**WHEREAS**, pursuant to Section 617.5(c)(20) of Title 6 of the New York Codes Rules and Regulations, the adoption of the Local Law is a “Type II action” which will not result in any significant adverse impacts on the environment and, as such, does not require any further environmental review.

**NOW, THEREFORE, BE IT**



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**ORDINANCE NO. 8-2016**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE  
AFFECTING MALLON PLACE & IRMA AVENUE AND LANNON PLACE & IRMA  
AVENUE IN PORT WASHINGTON.**

**NOTICE IS HEREBY GIVEN** that, after a public hearing duly held by the Town Board of the Town of North Hempstead, the following ordinance was ordered adopted:

**ORDINANCE NO. T.O. 8- 2016  
PORT WASHINGTON, NEW YORK**

**Section 1. All motor or other vehicles of any kind shall comply with the following regulations:**  
**PROPOSAL:**

**ADOPT:**

**1. MALLON PLACE – IRMA AVENUE – FULL STOP –**

All traffic eastbound on Mallon Place must come to a Full Stop at its intersection with Irma Avenue.

**2. LANNON PLACE – IRMA AVENUE – FULL STOP –**

All traffic eastbound on Lannon Place shall come to a Full Stop at its intersection with Irma Avenue.

**Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.**

**Section 3. PENALTIES: “A violation of this ordinance shall be punishable by a fine, or when applicable, by imprisonment, not in excess of the amount set forth in the Vehicle and Traffic Law of the State of New York, or by both such fine and imprisonment, plus any surcharge payable to other governmental entities, and late payment, if applicable.”**

**Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town Law of the State of New York.**

**Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead.**

**Dated: March 22, 2016  
Manhasset, New York**

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

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**ORDINANCE NO. 9-2016**

**A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE  
AFFECTING PILGRIM STREET AND MAPLE DRIVE WEST IN NEW HYDE PARK.**

**NOTICE IS HEREBY GIVEN** that, after a public hearing duly held by the Town Board of the Town of North Hempstead, the following ordinance was ordered adopted:

**ORDINANCE NO. T.O. 9 - 2016**  
**NEW HYDE PARK, NEW YORK**

**Section 1. All motor or other vehicles of any kind shall comply with the following regulations:**

**PROPOSAL:**

**ADOPT:**

**1. PILGRIM STREET – MAPLE DRIVE W. – FULL STOP –**

All traffic southbound on Pilgrim Street shall come to a Full Stop at its intersection with Maple Drive W.

**Section 2. All ordinances or regulations heretofore adopted in conflict with this ordinance are hereby repealed.**

**Section 3. Section 3. PENALTIES: “A violation of this ordinance shall be punishable by a fine, or when applicable, by imprisonment, not in excess of the amount set forth in the Vehicle and Traffic Law of the State of New York, or by both such fine and imprisonment, plus any surcharge payable to other governmental entities, and late payment, if applicable.”**

**Section 4. This ordinance shall take effect ten days from the date of its publication and posting pursuant to Section 133 of the Town Law of the State of New York.**

**Section 5. This ordinance shall be incorporated in the Uniform Traffic Code of the Town of North Hempstead.**

**Dated: March 22, 2016**  
**Manhasset, New York**

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
TOWN CLERK**

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**Resolution No. 217-2016**

**A RESOLUTION MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT RELATING TO CERTAIN BOND FINANCINGS OF THE TOWN FOR TOWN-OPERATED SPECIAL DISTRICTS.**

**WHEREAS**, the Town of North Hempstead (the “Town”) is contemplating completing various improvements and projects within certain Town-operated special districts and to be financed by bonds of the Town, all as follows:

<b><u>Project Number</u></b>	<b><u>Description of Project</u></b>	<b><u>Amount of Bond Financing</u></b>
1	Repaving of Port Washington Public Parking District Lots	\$300,000.00
2	Installation of LED Lighting – Town Lighting District	\$200,000.00
3	Various Improvements to Sidewalks – Town Sidewalk District	\$100,000.00

(each, a “Project” and altogether, the “Projects”) ; and

**WHEREAS**, it is required that a “lead agency” be established to review the Projects pursuant to the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations (the “SEQRA Regulations”); and

**WHEREAS**, this Board, through action of the Planning Department pursuant to Town Code §20-4, has established itself as lead agency and wishes to render a determination of significance pursuant to the SEQRA Regulations; and

**WHEREAS**, the Office of the Town Attorney has recommended that Project 1 be classified as a Type II action under Section 617.5(c)(2) and (4) of the SEQRA Regulations and, as such, no further review of Project 1 is required; and

**WHEREAS**, the Office of the Town Attorney has recommended that Project 2 be classified as a Type II action under Section 617.5(c)(2) of the SEQRA Regulations and, as such, no further review of Project 2 is required; and

**WHEREAS**, the Office of the Town Attorney has recommended that Project 3 be classified as a Type II action under Section 617.5(c)(2) of the SEQRA Regulations and, as such, no further review of Project 3 is required; and

**WHEREAS**, the recommendations of the Planning Department and the Office of the Town Attorney stated above for Projects 1 through 3 shall be known as the "Recommendations"; and

**WHEREAS**, the Town Board wishes to make certain determinations pursuant to SEQRA and the SEQRA Regulations consistent with the foregoing.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board declares itself "lead agency" under the SEQRA Regulations for Projects 1 through 3; and be it further

**RESOLVED** that this Board hereby adopts the foregoing Recommendations; and be it further

**RESOLVED** that the Board hereby determines that Projects 1 through 3 are Type II actions under the SEQRA Regulations and that no further environmental review is necessary.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 218-2016**

**A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 22, 2016,  
AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE  
NORTH HEMPSTEAD LIGHTING DISTRICT.**

**Recitals**

**WHEREAS**, a map, plan and report has been prepared by the Town, for the increase and improvement of facilities of the North Hempstead Lighting District (herein called the “District”), in the Town of North Hempstead, New York (the “Town”), consisting of the installation of LED lighting, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing (hereinafter, the “Project”), at the aggregate estimated maximum cost of \$200,000, including any ancillary or related work necessary in connection therewith; and

**WHEREAS**, such map, plan and report and an estimate of cost have been filed with the Town Board, and the Town Board thereafter adopted a Resolution describing in general terms the proposed increase and improvement of facilities of the District, specifying the estimated cost thereof, and stating that the Town Board would meet to hear all persons interested in said increase and improvement of facilities on March 22, 2016, at 7:30 P.M. (Prevailing Time) at the Town Hall, in said Town; and

**WHEREAS**, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

**WHEREAS**, such public hearing was duly held by the Town Board on this 22nd day of March, 2016, at 7:30 P.M. (Prevailing Time) at the Town Hall, 220 Plandome Road, Manhasset, New York, and considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities of the District; and

**WHEREAS**, the District, as lead agency, has given due consideration to the impact that the increase and improvement of the facilities of the District may have on the environment and has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), constituting Article 8 of the Environmental Conservation Law; and

**NOW, THEREFORE**, on the basis of the information given at such hearing, it is hereby

**DETERMINED**, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to, at the estimated maximum cost of \$200,000; and it is hereby

**ORDERED**, that the facilities of the District shall be so increased and improved and that the District and its engineers shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities of the District and, with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

**FURTHER ORDERED**, that said increase and improvement of facilities shall be financed by the issuance of not to exceed \$200,000 bonds of the Town, and the cost of the project, including payment of the principal of and interest on said bonds as the same shall become due and payable, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; and it is hereby

**FURTHER ORDERED**, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Nassau County within ten (10) days after adoption hereof.

**DATED:** MARCH 22, 2016

TOWN BOARD OF THE TOWN OF  
NORTH HEMPSTEAD

\_\_\_\_\_ offered the foregoing Resolution and Order and moved its adoption. The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NOES: None

The Resolution and Order was declared adopted.

#### **CERTIFICATE**

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York,

**DO HEREBY CERTIFY** that I have compared the preceding Resolution and Order After Public Hearing with the original thereof filed in my office on the 22nd day of March, 2016, and the same is a true and correct copy of said original and of the whole thereof.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of March, 2016.

(SEAL)

\_\_\_\_\_  
Town Clerk

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 219-2016**

**A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK,  
ADOPTED MARCH 22, 2016, APPROPRIATING \$200,000 FOR THE INCREASE AND  
IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD LIGHTING DISTRICT  
AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OF SAID TOWN TO  
FINANCE SAID APPROPRIATION.**

**Recital**

**WHEREAS**, following preparation of a map, plan and report for the increase and improvement of facilities of the North Hempstead Lighting District (the “District”), in the Town of North Hempstead (herein called the “Town”), in the County of Nassau, New York, consisting of the installation of LED lighting, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing (hereinafter, the “Project”), at the aggregate estimated maximum cost of \$200,000, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

**Now, therefore, be it**

**RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE  
COUNTY OF NASSAU, NEW YORK (by the favorable vote of not less than two-thirds of all the  
members of said Town Board) AS FOLLOWS:**

Section 1. The Town hereby appropriates the amount of \$200,000 for the increase and improvement of facilities of the District as described in the above Recital, all in accordance with the map, plan and report prepared by the Town, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$200,000. The plan of financing includes the issuance of \$200,000 bonds of the Town to finance said appropriation, and the assessment, levy and collection of assessments from the several lots and parcels of land within the District, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$200,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the



Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 35. of the Law, is five (5) years.
- (b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and the powers and duties relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The

\_\_\_\_\_," and "\_\_\_\_\_" hereby designated the official newspapers of the Town for such publication.

\_\_\_\_\_ offered the foregoing Resolution and moved its adoption. The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NOES: None

The Resolution was declared adopted.

### **CERTIFICATE**

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 22, 2016 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of March, 2016.

(SEAL)

\_\_\_\_\_  
Town Clerk

### **(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)**

### **LEGAL NOTICE**

The resolution, a summary of which is published herewith, has been adopted on March 22, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Wayne H. Wink, Jr.  
Town Clerk

**BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED  
MARCH 22, 2016, APPROPRIATING \$200,000 FOR THE INCREASE AND IMPROVEMENT  
OF FACILITIES OF THE NORTH HEMPSTEAD LIGHTING DISTRICT, AUTHORIZING THE  
ISSUANCE OF \$200,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID  
APPROPRIATION**

The object or purpose for which the bonds are authorized is the increase and improvement of facilities of the North Hempstead Lighting District, consisting of the installation of LED lighting, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing at the aggregate estimated maximum cost of \$200,000.

The period of probable usefulness applicable to the bonds issued is five (5) years.

The maximum amount of obligations authorized to be issued is \$200,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

Dated: March 22, 2016

Manhasset, New York

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 220-2016**

**A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 22, 2016,  
AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE  
NORTH HEMPSTEAD SIDEWALK DISTRICT.**

**Recitals**

**WHEREAS**, a map, plan and report has been prepared by the Town, for the increase and improvement of facilities of the North Hempstead Sidewalk District (herein called the “District”), in the Town of North Hempstead, New York (the “Town”), consisting of the construction of sidewalk improvements, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing (hereinafter, the “Project”), at the aggregate estimated maximum cost of \$100,000, including any ancillary or related work necessary in connection therewith; and

**WHEREAS**, such map, plan and report and an estimate of cost have been filed with the Town Board, and the Town Board thereafter adopted a Resolution describing in general terms the proposed increase and improvement of facilities of the District, specifying the estimated cost thereof, and stating that the Town Board would meet to hear all persons interested in said increase and improvement of facilities on March 22, 2016, at 7:30 P.M. (Prevailing Time) at the Town Hall, in said Town; and

**WHEREAS**, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

**WHEREAS**, such public hearing was duly held by the Town Board on this 22nd day of March, 2016, at 7:30 P.M. (Prevailing Time) at the Town Hall, 220 Plandome Road, Manhasset, New York, and considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities of the District; and

**WHEREAS**, the District, as lead agency, has given due consideration to the impact that the increase and improvement of the facilities of the District may have on the environment and has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), constituting Article 8 of the Environmental Conservation Law; and

**NOW, THEREFORE,** on the basis of the information given at such hearing, it is hereby

**DETERMINED,** that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$100,000; and it is hereby

**ORDERED,** that the facilities of the District shall be so increased and improved and that the District and its engineers shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities of the District and, with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

**FURTHER ORDERED,** that said increase and improvement of facilities shall be financed by the issuance of not to exceed \$100,000 bonds of the Town, and the cost of the project, including payment of the principal of and interest on said bonds as the same shall become due and payable, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; and it is hereby

**FURTHER ORDERED,** that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Nassau County within ten (10) days after adoption hereof.

**DATED:** MARCH 22, 2016

TOWN BOARD OF THE TOWN OF  
NORTH HEMPSTEAD

\_\_\_\_\_ offered the foregoing Resolution and Order and moved its adoption. The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NOES: None

The Resolution and Order was declared adopted.

#### **CERTIFICATE**

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, DO HEREBY CERTIFY that I have compared the preceding Resolution and Order After Public Hearing with the original thereof filed in my office on the 22nd day of March, 2016, and the same is a true and correct copy of said original and of the whole thereof.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the corporate seal of  
said Town this 22nd day of March, 2016.

(SEAL)

\_\_\_\_\_  
Town Clerk

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.221-2016**

**A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK,  
ADOPTED MARCH 22, 2016, APPROPRIATING \$100,000 FOR THE INCREASE AND  
IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD SIDEWALK  
DISTRICT AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS OF SAID TOWN  
TO FINANCE SAID APPROPRIATION.**

**Recital**

**WHEREAS**, following preparation of a map, plan and report for the increase and improvement of facilities of the North Hempstead Sidewalk District (the "District"), in the Town of North Hempstead (herein called the "Town"), in the County of Nassau, New York, consisting of the construction of sidewalk improvements, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing (hereinafter, the "Project"), at the aggregate estimated maximum cost of \$100,000, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

**Now, therefore, be it**

**RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:**

Section 1. The Town hereby appropriates the amount of \$100,000 for the increase and improvement of facilities of the District as described in the above Recital, all in accordance with the map, plan and report prepared by the Town, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$100,000. The plan of financing includes the issuance of \$100,000 bonds of the Town to finance said appropriation, and the assessment, levy and collection of assessments from the several lots and parcels of land within the District, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$100,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the

Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 24. of the Law, is ten (10) years.
- (b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and the powers and duties relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The

\_\_\_\_\_," and "\_\_\_\_\_" hereby designated the official newspapers of the Town for such publication.



\_\_\_\_\_ offered the foregoing Resolution and moved its adoption. The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NOES: None

The Resolution was declared adopted.

### **CERTIFICATE**

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York,

**HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 22, 2016 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of March, 2016.

(SEAL)

\_\_\_\_\_  
Town Clerk

### **(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)**

#### **LEGAL NOTICE**

The resolution, a summary of which is published herewith, has been adopted on March 22, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Wayne H. Wink, Jr.  
Town Clerk

**BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 22, 2016, APPROPRIATING \$100,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE NORTH HEMPSTEAD SIDEWALK DISTRICT, AUTHORIZING THE ISSUANCE OF \$100,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION**

The object or purpose for which the bonds are authorized is the increase and improvement of facilities of the North Hempstead Sidewalk District, consisting of the construction of sidewalk improvements, and any and all necessary furnishings, equipment, machinery, apparatus,

installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing at the aggregate estimated maximum cost of \$100,000.

The period of probable usefulness applicable to the bonds issued is ten (10) years.

The maximum amount of obligations authorized to be issued is \$100,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

**Dated:** March 22, 2016

Manhasset, New York

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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 222-2016**

**A RESOLUTION AND ORDER AFTER PUBLIC HEARING HELD ON MARCH 22, 2016, AUTHORIZING THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON PUBLIC PARKING DISTRICT, PURSUANT TO SECTION 202-b OF THE TOWN LAW.**

**Recitals**

**WHEREAS**, a map, plan and report dated has been prepared by the Town, for the increase and improvement of facilities of the Port Washington Public Parking District (herein called the “District”), in the Town of North Hempstead, New York (the “Town”), consisting of the repaving of District parking lots, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing (hereinafter, the “Project”), at the estimated maximum cost of \$300,000, including any ancillary or related work necessary in connection therewith; and

**WHEREAS**, such map, plan and report and an estimate of cost have been filed with the Town Board, and the Town Board thereafter adopted a Resolution describing in general terms the proposed increase and improvement of facilities of the District, specifying the estimated cost thereof, and stating that the Town Board would meet to hear all persons interested in said increase and improvement of facilities on March 22, 2016, at 7:30 P.M. (Prevailing Time) at the Town Hall, in said Town; and

**WHEREAS**, a Notice of such public hearing was duly published and posted pursuant to the provisions of Article 12 of the Town Law and mailed by first class mail to each owner of taxable real property in the District; and

**WHEREAS**, such public hearing was duly held by the Town Board on this 22nd day of March, 2016, at 7:30 P.M. (Prevailing Time) at the Town Hall, 220 Plandome Road, Manhasset, New York, and considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities of the District; and

**WHEREAS**, the District, as lead agency, has given due consideration to the impact that the increase and improvement of the facilities of the District may have on the environment and has complied in every respect with all applicable federal, state and local laws and regulations regarding

environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), constituting Article 8 of the Environmental Conservation Law; and

**NOW, THEREFORE**, on the basis of the information given at such hearing, it is hereby

**DETERMINED**, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$300,000; and it is hereby

**ORDERED**, that the facilities of the District shall be so increased and improved and that the District and its engineers shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities of the District and, with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

**FURTHER ORDERED**, that said increase and improvement of facilities shall be financed by the issuance of not to exceed \$300,000 bonds of the Town, and the cost of the project, including payment of the principal of and interest on said bonds as the same shall become due and payable, shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other Town charges; and it is hereby

**FURTHER ORDERED**, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Nassau County within ten (10) days after adoption hereof.

**DATED:** MARCH 22, 2016

TOWN BOARD OF THE TOWN OF  
NORTH HEMPSTEAD

\_\_\_\_\_ offered the foregoing Resolution and Order and moved its adoption. The adoption of the foregoing Resolution and Order was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NOES: None

The Resolution and Order was declared adopted.

**CERTIFICATE**

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, DO HEREBY CERTIFY that I have compared the preceding Resolution and Order After Public Hearing with the original thereof filed in my office on the 22nd day of March, 2016, and the same is a true and correct copy of said original and of the whole thereof.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of March, 2016.

(SEAL)

\_\_\_\_\_  
Town Clerk

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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 223-2016**

**A BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED MARCH 22, 2016, APPROPRIATING \$300,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE PORT WASHINGTON PUBLIC PARKING DISTRICT AND AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.**

**Recital**

**WHEREAS**, following preparation of a map, plan and report for the increase and improvement of facilities of the Port Washington Public Parking District (the “District), in the Town of North Hempstead (herein called the “Town”), in the County of Nassau, New York, consisting of the repaving of District parking lots, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing (hereinafter, the “Project”), at the estimated maximum cost of \$300,000, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;  
Now, therefore, be it

**RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH HEMPSTEAD, IN THE COUNTY OF NASSAU, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:**

Section 1. The Town hereby appropriates the amount of \$300,000 for the increase and improvement of facilities of the District as described in the above Recital, all in accordance with the map, plan and report prepared by the Town, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000. The plan of financing includes the issuance of \$300,000 bonds of the Town to finance said appropriation, and the assessment, levy and collection of assessments from the several lots and parcels of land within the District, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$300,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the

Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (f) of the Law, is ten (10) years.
- (b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and the powers and duties relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The

\_\_\_\_\_," and "\_\_\_\_\_" hereby designated the official newspapers of the Town for such publication.

\_\_\_\_\_ offered the foregoing Resolution and moved its adoption. The adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NOES: None

The Resolution was declared adopted.

### **CERTIFICATE**

I, Wayne H. Wink, Jr., Town Clerk of the Town of North Hempstead, in the County of Nassau, New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 22, 2016 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

**IN WITNESS WHEREOF,** I have hereunto set my hand and affixed the corporate seal of said Town this 22nd day of March, 2016.

(SEAL)

\_\_\_\_\_  
Town Clerk

### **(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)**

### **LEGAL NOTICE**

The resolution, a summary of which is published herewith, has been adopted on the 22nd day of March, 2016, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of North Hempstead, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Wayne H. Wink, Jr.  
Town Clerk

**BOND RESOLUTION OF THE TOWN OF NORTH HEMPSTEAD, NEW YORK, ADOPTED  
MARCH 22, 2016, APPROPRIATING \$300,000 FOR THE INCREASE AND IMPROVEMENT  
OF FACILITIES OF THE PORT WASHINGTON PUBLIC PARKING DISTRICT,**



**AUTHORIZING THE ISSUANCE OF \$300,000 SERIAL BONDS OF SAID TOWN TO  
FINANCE SAID APPROPRIATION**

The object or purpose for which the bonds are authorized is the increase and improvement of facilities of the Port Washington Public Parking District, consisting of the repaving of District parking lots, and any and all necessary furnishings, equipment, machinery, apparatus, installations, appurtenances, accessories and related engineering and other costs in connection with the foregoing at the estimated maximum cost of \$300,000.

The period of probable usefulness applicable to the bonds issued is ten (10) years.

The maximum amount of obligations authorized to be issued is \$300,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town Hall, 220 Plandome Road, Manhasset, New York.

**Dated:** March 22, 2016

Manhasset, New York

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**Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.224 - 2016**

**A PUBLIC HEARING REGARDING THE GLENWOOD H. & L., E. & H. CO., INC.'S  
REQUEST FOR PAYMENT FOR ITS 2015 LENGTH OF SERVICE AWARD  
PROGRAM AND DIRECTING THE TOWN CLERK TO PUBLISH A NOTICE THEREOF.**

**WHEREAS**, it is necessary that fire protection contracts between the Town of North Hempstead (the “Town”) and the various fire companies within the Town be entered into for the continuation of fire protection services within the various unincorporated areas of the Town, as more particularly shown on the records of the Town Clerk’s Office; and

**WHEREAS**, by Resolution No. 104-2015, duly adopted at a meeting held by the Town Board on February 24, 2015, the Town of North Hempstead (the “Town”) heretofore approved fire protection contracts with various fire companies within the Town for 2015, except that the Town Board took no action regarding the Glenwood H. & L., E. & H. Co., Inc.’s (“Glenwood Fire Co.”) request for funding for its Service Award Program or approval of service points for its Service Award Program (“LOSAP”); and

**WHEREAS**, the Town Board understands that the Glenwood Fire Co. and the various governments that participate in the LOSAP program are close to a resolution of the charges brought by the Equal Opportunity Employment Commission (“EEOC”) and a decision concerning how to fund the necessary damage award; and

**WHEREAS**, given the coming resolution of the EEOC charges this Board has determined that it is appropriate to contribute to the Glenwood Fire Co. LOSAP program in the sum of Fifty-Seven Thousand Eight Hundred Fifty-Five and 00/100 Dollars (\$57,855.00) (the “Glenwood LOSAP Contribution”) as originally proposed in 2015; and

**WHEREAS**, due notice has been given of a public hearing to be held on the 22nd day of March, 2016, at 7:30 P.M., by this Board to consider the amendment of Glenwood Fire Co.’s 2015 fire protection contract in order to include the Glenwood LOSAP Contribution (the “Amendment”); and

**WHEREAS**, this Board has conducted the public hearing and afforded all interested persons an opportunity to be heard; and

**WHEREAS**, this Board finds it in the best interests to approve the Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Amendment be and hereby is authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Amendment on behalf of the Town, on those terms and conditions more particularly set forth therein, and which will be on file in the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to supervise the execution of the Amendment, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that Office of the Town Clerk shall publish notice thereof; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs incurred pursuant to the Amendment upon receipt of a duly executed Amendment and certified claims therefor.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller

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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 225-2016**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER A LOCAL LAW AMENDING ARTICLE IX OF THE UNIFORM TRAFFIC CODE OF THE TOWN OF NORTH HEMPSTEAD ENTITLED "PORT WASHINGTON PUBLIC PARKING DISTRICT".**

**WHEREAS**, the Town Board, as the legislative body of the Town of North Hempstead is empowered to amend the Town Code pursuant to the provisions of Article 9 of the New York State Constitution, the Town Law, and the Municipal Home Rule Law; and

**WHEREAS**, this Board wishes to set a date for a public hearing to consider the adoption of a Local Law amending Article IX of the Uniform Traffic Code of the Town of North Hempstead entitled "Port Washington Public Parking District" in order to amend the fee charged in shopper parking lots and to authorize parking district personnel to modify parking space designations without the Board of Commissioners approval.

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on the 19<sup>th</sup> day of April, 2016, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of a Local Law amending Article IX of the Uniform Traffic Code of the Town of North Hempstead entitled "Port Washington Public Parking District" in order to amend the fee charged in shopper parking lots and to authorize parking district personnel to modify parking space designations without the Board of Commissioners approval; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, as required by law, which notice shall be in substantially the following form:

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 19<sup>th</sup> day of April, 2016, at 7:30 P.M., to consider the adoption of a Local Law amending Article IX of the Uniform Traffic Code of the Town of North Hempstead entitled "Port Washington Public Parking District" in order to amend the fee charged in shopper parking lots and to authorize parking district personnel to modify parking space designations without the Board of Commissioners approval.

**PLEASE TAKE FURTHER NOTICE** that all interested persons shall have an opportunity to be heard concerning said Local Law at the time and place advertised.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed Local Law will be posted on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

**Dated:** Manhasset, New York

March 22, 2016

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk**

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Town Clerk      Public Safety/PWPPD

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**\*\*\*\*offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**STRICKEN**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING “PARKS ORDINANCE NO. 1 OF 2016” RELATIVE TO PARKS AND RECREATION FACILITIES IN THE TOWN OF NORTH HEMPSTEAD. Stricken.**

**WHEREAS**, pursuant to Section 39-24 of the Code of the Town of North Hempstead, the Commissioner of the Department of Parks and Recreation is authorized to adopt rules and regulations governing the use and operation of all parks and town docks, subject to approval by the Town Board; and

**WHEREAS**, this Board wishes to set a date for a public hearing to consider the adoption of an ordinance amending “Parks Ordinance No. 1 of 2016” in order to provide the Commissioner with rule making authority to allow the presence of dogs in Plandome Pond Park, Gerry/Roslyn Pond Park, Caemmerer Park and Large Park Circle (located on Park Circle East and Devonshire Drive in New Hyde Park).

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by this Board on the 19<sup>th</sup> day of April, 2016, at 7:30 P.M. in the Town Board Meeting Room, Town Hall, 220 Plandome Road, Manhasset, New York, for the purpose of considering the adoption of an ordinance amending “Parks Ordinance No. 1 of 2016” in order to provide the Commissioner with rule making authority to allow the presence of dogs in Plandome Pond Park, Gerry/Roslyn Pond Park, Caemmerer Park and Large Park Circle (located on Park Circle East and Devonshire Drive in New Hyde Park).; and be it further

**RESOLVED** that the Town Clerk be and hereby is authorized and directed to publish a notice of the hearing, as required by law, which notice shall be in substantially the following form:

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of North Hempstead at Town Hall, 220 Plandome Road, Manhasset, New York, on the 19<sup>th</sup> day of April, 2016, at 7:30 P.M., to consider the adoption of an ordinance amending “Parks Ordinance No. 1 of 2016” in order to provide the Commissioner with rule making authority to allow the presence of

dogs in Plandome Pond Park, Gerry/Roslyn Pond Park, Caemmerer Park and Large Park Circle (located on Park Circle East and Devonshire Drive in New Hyde Park).

**PLEASE TAKE FURTHER NOTICE** that all interested persons shall have an opportunity to be heard concerning said ordinance at the time and place advertised.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed ordinance will be posted on the Town's website and on file in the Office of the Town Clerk prior to the hearing and may be examined during regular business hours.

**Dated:** Manhasset, New York

March 22, 2016

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF NORTH HEMPSTEAD  
WAYNE H. WINK, JR.  
Town Clerk**

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes:

Nays:

cc: Town Attorney      Town Clerk      Parks

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**Councilwoman Kaplan offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.226 -2016**

**A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING TO CONSIDER THE RESCISSION AND ADOPTION OF AN ORDINANCE AFFECTING DENNIS STREET IN MANHASSET.**

**WHEREAS**, a recommendation has been made for the adoption of an ordinance affecting Dennis Street, Manhasset, New York

**NOW, THEREFORE, BE IT**

**RESOLVED** that a public hearing be held by the Town Board of the Town of North Hempstead on the 19<sup>th</sup> day of April, 2016, at 7:30 o'clock in the evening for the purpose of considering the adoption of the following ordinance:

**MANHASSET, NEW YORK**

**PROPOSAL:**

**RESCIND:**

1. T.O. 100-1964 (IN PART)

Adopted December 8, 1964

DENNIS STREET – NORTH SIDE – NO STOPPING HERE TO CORNER –

Starting at the west curb line of Plandome Road west for a distance of 30 feet.

2. T.O. 100-1964 (IN PART)

Adopted December 8, 1964

DENNIS STREET – NORTH SIDE – ONE HOUR PARKING –

Starting at a point 30 feet west of the west curb line of Plandome Road west for a distance of 52 feet.

3. T.O. 100-1964 (IN PART)

Adopted December 8, 1964

DENNIS STREET – NO STOPPING LOADING ZONE – NORTH SIDE –

Starting at a point 82 feet west of the west curb line of Plandome Road west for a distance of 38 feet.

4. T.O. 100-1964 (IN PART)

Adopted December 8, 1964

DENNIS STREET – NORTH SIDE – TWO HOUR PARKING –

Starting at a point 120 feet west of the west curb line of Plandome Road west for a distance of 256 feet.



5. T.O. 100-1964 (IN PART)

Adopted December 8, 1964

DENNIS STREET – NORTH SIDE – NO STOPPING –

Starting at a point 376 feet west of the west curb line of Plandome Road west for a distance of 128 feet.

6. T.O. 36-2005

Adopted November 11, 2005

DENNIS STREET – NORTH SIDE – NO STOPPING ANYTIME –

From a point 325 feet west of the west curb line of Plandome Road, west, for a distance of 183 feet.

7. T.O. 23-1982 (IN PART)

Adopted June 22, 1982

DENNIS STREET – NORTH SIDE – ONE HOUR PARKING –

Starting at a point 504 feet west of the west curblines of Plandome Road, west for a distance of 354 feet.

8. T.O. 23-1982 (IN PART)

Adopted June 22, 1982

DENNIS STREET – NORTH SIDE – NO STOPPING – 7:00 A.M. TO 7:00 P.M. – EXCEPT SATURDAY, SUNDAY AND HOLIDAYS –

From a point 858 feet west of the west curblines of Plandome Road, west for a distance of 74 feet.

9. T.O. 62-1962

Adopted June 26, 1962

DENNIS STREET – SOUTH SIDE – NO PARKING 7:00 A.M. TO 7:00 P.M. EXCEPT SUNDAY AND HOLIDAYS –

Starting at the west curb line of Norgate Road, west to the end of Dennis Street.

10. T.O. 21-1960

Adopted April 26, 1960

Section 1. It shall be unlawful for any person to operate any truck, commercial vehicle, tractor and/or tractor trailer combinations having a gross weight in excess of eight thousand (8000) pounds upon or along any of the following streets:

MANHASSET, N.Y.

(a.) NORGATE ROAD – from Northern Boulevard to Dennis Street

(b.) DENNIS STREET – from Plandome Road to Norgate Road

**ADOPT:**

1. NORGATE ROAD – EAST SIDE – NO COMMERCIAL TRAFFIC EXCEPT LOCAL RESIDENTIAL DELIVERY –

From the north curb line of Northern Boulevard, north.

2. DENNIS STREET – NORTH SIDE – NO COMMERCIAL TRAFFIC EXCEPT LOCAL RESIDENTIAL DELIVERY –

From the west curb line of Plandome Road, west.

3. DENNIS STREET – NORTH SIDE – NO STOPPING HERE TO CORNER –

From the west curb line of Plandome Road, west, for a distance of 28 feet.

4. DENNIS STREET – NORTH SIDE – ONE HOUR PARKING –

From a point 28 feet west of the west curb line of Plandome Road, west, for a distance of 57 feet.

5. DENNIS STREET – NORTH SIDE - NO PARKING LOADING ZONE –

From a point 85 feet west of the west curb line of Plandome Road, west, for a distance of 30 feet.

6. DENNIS STREET – NORTH SIDE – TWO HOUR PARKING – 8:00 A.M. TO 6:00 P.M. –

From a point 141 feet west of the west curb line of Plandome Road, west, for a distance of 182 feet.

7. DENNIS STREET – NORTH SIDE – NO STOPPING ANY TIME –

From a point 323 feet west of the west curb line of Plandome Road, west, for a distance of 184 feet.

8. DENNIS STREET – NORTH SIDE – ONE HOUR PARKING –

From a point 507 feet west of the west curb line of Plandome Road, west, for a distance of 353 feet.

9. DENNIS STREET – NORTH SIDE – NO STOPPING – 7:00 A.M. TO 7:00 P.M. – SCHOOL DAYS –

From a point 860 feet west of the west curb line of Plandome Road, west, for a distance of 82 feet.

10. DENNIS STREET – NORTH SIDE – NO U-TURN – 7:00 A.M. TO 9:00 A.M. & 2:00 P.M. TO 4:00 P.M. – SCHOOL DAYS –

From a point opposite the west curb line of Norgate Road, west, to its terminus

11. DENNIS STREET – SOUTH SIDE – NO STOPPING ANY TIME –

From its terminus, east, for a distance of 53 feet.

12. DENNIS STREET – SOUTH SIDE – NO STOPPING – 7:00 A.M. TO 7:00 P.M. – SCHOOL DAYS –

From a point 53 feet east of its terminus, east, to a point 37 feet west of the west curb line of Norgate Road.

13. DENNIS STREET – SOUTH SIDE – NO STOPPING HERE TO CORNER –

From the west curb line of Norgate Road, west, for a distance of 37 feet.

**RESOLVED** that such ordinance when adopted will rescind all ordinances or regulations heretofore adopted in conflict therewith, and be it further

**RESOLVED** that the Town Clerk be and hereby is directed to affect the required publishing and posting of the hearing.

Dated: March 22, 2016

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

**AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth**

**NAYS: None**

cc:     Town Attorney       Public Safety     Comptroller       Traffic Safety

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.227-2016**

**A RESOLUTION AUTHORIZING A SUPPLEMENTAL BUDGET APPROPRIATION  
PURSUANT TO TOWN LAW SECTION 112.**

**WHEREAS**, pursuant to Town Law ' 112, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”) has the authority to make supplemental appropriations under certain circumstances; and

**WHEREAS**, the Town received grant funding in 2015 for marketing activities associated with the Gold Coast International Film Festival; and

**WHEREAS**, expenses for the Festival and associated with the grant were expended in 2016; and

**WHEREAS**, in order to reimburse the Department of Community Services for the expenses associated with the Festival and covered by the grant, it has been requested that the Board authorize a supplemental appropriation (the “Supplemental Appropriation”) to the Department of Community Services as follows: increase line A.3989 with the offsetting expense to be recorded in A.02.7310.4892 totaling \$75,000; and

**WHEREAS**, the Board wishes to authorize the Supplemental Appropriation.

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby authorizes the Supplemental Appropriation as requested by the Comptroller; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to undertake the Supplemental Appropriation.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

Parks and Recreation

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 228 -2016**

**A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND AND THE TAKING OF RELATED ACTION.**

**WHEREAS**, the Town Board (the “Board”) of the Town of North Hempstead (the “Town”), is committed to the digitization of files; and

**WHEREAS**, the New York State Local Government Management Improvement Fund supports such efforts; and

**WHEREAS**, a grant from the New York State Local Government Management Improvement Fund is available to facilitate the digitization of 1,600 files of Deeds and Dedications of Town Streets estimated at 70,000 images of small format and 2,000 images of large format. The cost will be approximately \$30,000.

**WHEREAS**, the Grant is for \$30,000; and

**WHEREAS**, the Grants Coordinator (the “Coordinator”) has recommended that the Town prepare and submit a grant application to the from the New York State Local Government Management Improvement Fund (the “Application”); and

**WHEREAS**, this Board wishes to prepare and submit an application for the grant.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Supervisor is authorized to execute any and all agreements or documents required to be executed for the grant awarded to the Town; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of such agreements and documents.

**Dated:** March 22, 2016

Manhasset, New York

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.229-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH LOCALITY MEDIA INC. FOR SHARING BUILDING INFORMATION.**

**WHEREAS**, the Commissioners (the “Commissioners”) of the Departments of Information Technology and Telecommunications and Building Safety, Inspection and Enforcement have been approached by Locality Media Inc. (“Locality”) seeking to obtain certain information regarding truss construction methods for buildings within the Town of North Hempstead (the “Information”) in order to develop a platform so that the Information could be shared with fire departments within the Town (the “Service”); and

**WHEREAS**, the Commissioners, having evaluated the Service and finding the Service to be a benefit to the Town and the safety of Town residents, have recommended that the Town enter into an agreement with Locality to provide the Information in order to make the Service available, upon such terms and conditions as may be agreed to by the Office of the Town Attorney (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interests of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:



Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.230-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PYRO ENGINEERING INC. D/B/A BAY FIREWORKS FOR A FIREWORKS DISPLAY AT NORTH HEMPSTEAD BEACH PARK.**

**WHEREAS**, the Department of Parks and Recreation (the “Department”) requires production of a fireworks display to be held on Memorial Day weekend at North Hempstead Beach Park (the “Services”); and

**WHEREAS**, after a review of responses to a Request for Proposals for the Services, the Commissioner of the Department (the “Commissioner”) has recommended that the Town enter into an agreement with Pyro Engineering, Inc., 999 South Oyster Bay Road, Suite 111, Bethpage, New York 11714, to provide the Services in consideration of an amount not to exceed Forty Thousand and 00/100 Dollars (\$40,000.00) (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney    Comptroller    Parks & Recreation

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 231-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH COLLINS GANN MCLOSKEY & BARRY PLLC FOR LEGAL COUNSEL SERVICES.**

**WHEREAS**, the Town has released a request for proposals (the “RFP”) to obtain special legal counsel to assist the Office of the Town Attorney with the prosecution of Town Code and New York State Building Code violations in Nassau County Third District Court (the “Services”); and

**WHEREAS**, after the review of proposals received in response to the RFP, the Office of the Town Attorney has recommended the retention of Collins, Gann, McCloskey & Barry, PLLC (“Counsel”) to provide the Services in consideration of payment of One Hundred Seventy-Five and 00/100 (\$175.00) per hour not to exceed Three Thousand and 00/100 (\$3,000.00) per month for a term of one (1) year, which may be renewed for up to two (2) successive one (1) year periods (the “Agreement”); and

**WHEREAS**, the Town Attorney has requested that this resolution be effective retroactively to March 9, 2016, as the Services were needed at that time; and

**WHEREAS**, this Board finds it in the best interests of the Town to authorize the Agreement, effective retroactively to March 9, 2016.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Supervisor be and hereby is authorized to execute the Agreement, effective retroactively to March 9, 2016, which Agreement shall be on file in the Office of the Town Clerk, and to take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized to supervise the negotiation and execution of the Agreement, and to take any further actions as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the cost thereof upon receipt of duly executed Agreement and certified claims therefor.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney, Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.232-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH VARIOUS AGENCIES TO PROVIDE ACTIVITIES AND SERVICES FOR SENIOR CITIZENS WITHIN THE TOWN OF NORTH HEMPSTEAD.**

**WHEREAS**, the Town has heretofore appropriated a sum of money for assistance to senior citizens, all as provided by applicable law; and

**WHEREAS**, the agencies listed below have been endorsed as appropriate and deserving of municipal assistance as they provide various services to senior citizens; and

**WHEREAS**, these agencies will provide recreational, instructional and/or nutritional programs for Senior Citizens services (the "Services") for the period beginning on January 1, 2016 and terminating on December 31, 2016; and

**WHEREAS**, it is the desire of this Board to authorize the execution of agreements for the Services with these agencies, as set forth below.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town enter into agreements for the Services with the agencies listed below; and be it further

**RESOLVED**, that the Supervisor be and hereby is authorized and directed to execute on behalf of the Town, agreements for recreational, instructional and/or nutritional programs for Senior Citizens of the Town, as more particularly set forth in each agreement, copies of which will be on file in the office of the Town Clerk, for an amount not to exceed those set forth for each qualified provider listed below:

<b>Qualified Provider</b>	<b>Contract Amount</b>
<b>Great Neck Senior Center, Inc.</b>	<b>\$27,000</b>
<b>Herricks Community Fund, Inc.</b>	<b>\$3,500</b>
<b>Herricks Union Free School District</b>	<b>\$4,250</b>
<b>EAC, Inc. Port Washington Senior Center</b>	<b>\$15,000</b>
<b>Port Washington Senior Citizens, Inc.</b>	<b>\$22,500</b>
<b>Senior Citizens of Westbury, Inc.</b>	<b>\$30,000</b>
<b>Sid Jacobson JCC Senior Services Dept.</b>	<b>\$10,000</b>

<b>E-Joy / Community Resource Center, Inc.</b>	<b>\$7,500</b>
<b>The Carle Place Senior Citizens, Inc.</b>	<b>\$2,500</b>
<b>Great Neck Mashadi Senior Club</b>	<b>\$6,000</b>
<b>Herricks Senior Citizens Inc.</b>	<b>\$5,000</b>
<b>Herricks Indu-US Senior Recreation (Milan)</b>	<b>\$3,000</b>
<b>Herricks Leisure Club</b>	<b>\$6,000</b>
<b>Joy Fu Club</b>	<b>\$2,000</b>
<b>Leisure Club of Greater NHP, Inc.</b>	<b>\$5,000</b>
<b>The Leisure Club of Mineola, Inc.</b>	<b>\$5,000</b>
<b>Mineola AARP 4202</b>	<b>\$1,000</b>
<b>Mineola Golden Age Club, Inc.</b>	<b>\$5,500</b>
<b>New Hyde Park Senior Citizens Inc.</b>	<b>\$5,000</b>
<b>Williston Park AARP 1868</b>	<b>\$1,500</b>
<b>Williston Park Senior Citizens, Inc.</b>	<b>\$8,500</b>
<b>TOTAL</b>	<b>\$175,750</b>

and be it further

**RESOLVED** that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of agreements with the organizations listed above; and be it further

**RESOLVED** that the Comptroller be, and hereby is, authorized and directed to pay the costs thereof upon receipt of a fully executed agreement and a duly certified and executed claim therefor.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.233-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT  
WITH THE AMERICAN RED CROSS GREATER NEW YORK REGION.**

**WHEREAS**, the Commissioner of the Department of Building Safety, Inspection and Enforcement has been approached by the American Red Cross Greater New York Region the (“Red Cross”) seeking to operate a table at the Town’s EcoFest event on May 15, 2016 (the “Event”) to promote home fire preparedness in partnership with the Department; and

**WHEREAS**, the Commissioner, finding the Red Cross’s services to be a benefit to the Town and the safety of Town residents, have recommended that the Town enter into a license agreement with the Red Cross to operate the table at the Event, upon such terms and conditions as may be agreed to by the Office of the Town Attorney (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interests of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,



Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.234-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF A BOUNDARY LINE AGREEMENT WITH YOUNG AHN AND KWAN-BAE KIM RELATING TO PETRUS PARK IN PORT WASHINGTON.**

**WHEREAS**, Harbor Homes Housing Development Fund Corporation (the “HDFC”) is the owner of certain property known and designated as Section 5, Block A, Part of Lot 345 on the Land and Tax Map of the County of Nassau and located in Port Washington, New York (the “Petrus Park”); and

**WHEREAS**, pursuant to Resolution No. 568-2014, duly adopted by the Town Board on September 9, 2014, the Town entered into an agreement (the “Agreement”) to acquire Petrus Park from the HDFC for the development of a public park; and

**WHEREAS**, the conditions to closing stated in the Agreement have been fulfilled and the Town is desirous of proceeding to closing; and

**WHEREAS**, upon review of the title report issued regarding Petrus Park and a survey of Petrus Park, it was determined that certain encroachments (the “Encroachments”) from a property adjacent to Petrus Park owned by Kwan Bae-Kim and Young Ahn exist on Petrus Park; and

**WHEREAS**, in order to remove the exception to title caused by the Encroachments and to resolve any issues of title to Petrus Park between the Town and the Adjacent Owners, the Town and the Adjacent Owners have negotiated an agreement (the “Boundary Line Agreement”) stating that the Adjacent Owners have no claim of title to the portion of Petrus Park encumbered by the Encroachments (the “Encumbered Area”), but that the Adjacent Owners will have a license to use the Encumbered Area to maintain the Encroachments; and

**WHEREAS**, the Department of Parks and Recreation and the Department of Public Works have advised that the Encumbered Area is not needed for the development of the park; and

**WHEREAS**, the Office of the Town Attorney has recommended the execution of the Boundary Line Agreement; and

**WHEREAS**, this Board finds it in the best interests of the Town to authorize the execution of the Boundary Line Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Boundary Line Agreement be and hereby is authorized, subject to the terms and conditions contained in the Boundary Line Agreement, a copy of which shall be on file with the Office of the Town Clerk; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Boundary Line Agreement, and to take any other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to supervise the execution of the Agreement, and to take any and all other action necessary to effectuate the terms of the Boundary Line Agreement and this resolution.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller

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**Councilwoman Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 235-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE VISCARDI CENTER TO HOLD THE VISCARDI PROSPER PROGRAM AT THE YES WE CAN COMMUNITY CENTER.**

**WHEREAS**, the Department of Parks and Recreation (the “Department”) desires to provide a program designed to help “at risk” or “with promise” students in their junior and senior year at participating high schools (the “Services”); and

**WHEREAS**, the Viscardi Center’s “Prosper” Program focuses on improving attendance and self-esteem and encourages students to gain an understanding of the relevancy of education as it relates to the work world (the “Program”); and

**WHEREAS**, The Program would utilize the first floor conference room at the “Yes We Can” Community Center for students from Westbury High School once per week during the school year and the Program would cover the Thirty and 00/100 Dollars (\$30.00) yearly membership fee for each student; and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town enter into an agreement with the Viscardi Center to permit the Viscardi Center to conduct the Program at the “Yes We Can” Community Center at no cost to the Town (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney                      Comptroller

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**Councilwoman Russell offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.236-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH LAX4ALL FOR LACROSSE CLINICS AT THE YES WE CAN COMMUNITY CENTER.**

**WHEREAS**, the Department of Parks and Recreation (the “Department”) desires to offer a free six (6) week Lacrosse Clinic, for children ages 3-6, beginning in March, to be held at the “Yes We Can” Community Center (the “Services”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town enter into a professional services agreement with Lax4All, a non-profit organization, to conduct the Services at no cost to the Town (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.237-2016**

**A RESOLUTION AUTHORIZING THE PREPARATION AND SUBMISSION OF AN APPLICATION TO THE NASSAU COUNTY OFFICE OF COMMUNITY DEVELOPMENT FOR 42ND PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.**

**WHEREAS**, the County of Nassau (the “County”) and the Town of North Hempstead (the “Town”) previously entered into a Cooperative Agreement, as amended, to participate in the Community Development Block Grant (“CDBG”) Program administered by the United States Department of Housing and Urban Development (the “Cooperative Agreement”); and

**WHEREAS**, as a party to the Cooperative Agreement, the Town wishes to make a joint application with the Town Community Development Agency (the “Agency”) for up to Nine Hundred Ninety-Two Thousand and 00/100 Dollars (\$992,000.00) in the CDBG 42nd Program Year (the “Application”).

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board hereby authorizes the Town to prepare, in conjunction with the Agency, the Application; and be it further

**RESOLVED** that the Supervisor is authorized to execute and submit the Application on behalf of the Town; and be it further

**RESOLVED** that the Supervisor is authorized to take such other action as may be reasonable and necessary to effectuate the foregoing.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None



cc: Town Attorney, Comptroller, Exec. Dir. CDA

**Town of North Hempstead Community Development Agency  
Community Development Block Grant 42th Program Year Application**

	<b>Activity</b>	<b>Description</b>	<b>Amount</b>
1	Administration	Program operational costs.	140,000.00
2	Acquisition	Portion of funding for acquisition of listed properties 155 Tennyson Avenue, Westbury, 171 Sylvester Street, Westbury, <b>(all located within the URA in Westbury)</b> ,Site C retail space and other property in the URA. In addition, a portion of the funding may be used for project delivery expenses related to the aquisition of properites located in High Opportunity Areas.	250,000.00
3	Code Enforcement	Urban Renewal Area code enforcement.	1,000.00
4	Economic Development	Grant, loan and technical assistance for new business and business retention principally for businesses located the Prospect Avenue Corridor in the URA.	10,000.00
5	Public Facilities and Improvements	URA and Port Washington Model Blocks Improvements (i.e. Kiosk and Furniture, Streetscape Improvement Soft Costs (engineering)).	35,000.00
6	Relocation	Portion of funding to relocate occupants of URA property.	1,000.00
7	Residential Rehabilitation	Complete construction for Emergency house repairs, removal of code violations and eligible rehabilitation activities including the rehabilitation of CDA owned properties on Urban Avenue and Sheridan Street in Westbury.	150,000.00

8	Disposition	Portion of funding the for project delivery expenses for the disposition of CDA owned URA properties (i.e. Urban Avenue Properties, Sheridan Street Properties. In addition funding for the project delivery for the disposition for properties CDA is on the process of possibly acquiring High Opportunity areas identified vy the Federal Cenus Tracts and nassau County acquiring (i.e. 15 Roslyn Road).	175,000.00
	Demolition and Clearance	Demolition of a CDA owned building located at 985 Prospect Avenue and partial demolition of Urban Avenue properties to be acquired in the URA.	60,000.00
9	Down payment Assistance	First time homebuyer purchase and down payment assistance in the URA (i.e. Sheridan Street and Urban Avenue Properties).	160,000.00
10	Commercial Rehab	Store front rehabilitation in URA and Port Washington overlay area.	10,000.00
			992,000.00

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.238 -2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GOODMAN-MARKS ASSOCIATES INC. FOR APPRAISAL SERVICES.**

**WHEREAS**, the Town requires appraisals to estimate the value of properties located at Section 6, Block 53, Part of Lot 1068, West Shore Road, Port Washington and Section 5, Block 98, Lot 220, South Bayles Avenue, Port Washington (the “Services”); and

**WHEREAS**, the Office of the Town Attorney, after receipt and review of proposals receipt in response to a Request for Proposals, has recommended that the Town enter into an agreement with Goodman-Marks Associates Inc. to provide the Services in consideration of an amount not to exceed Five Thousand Two Hundred Fifty and 00/100 Dollars (\$5,250.00), payable as follows: an amount not to exceed Two Thousand Five Hundred and 00/100 (\$2,500.00) for Lot 220 and an amount not to exceed Two Thousand Seven Hundred Fifty and 00/100 Dollars for Lot 1068 (the “Agreement”); and

**WHEREAS**, this Board finds it to be in the best interests of the Town to authorize the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Agreement on behalf of the Town, which Agreement shall be on file with the Office of the Town Clerk, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Agreement and certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.239 -2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH JOHN S. GOESS REALTY APPRAISAL, INC. FOR APPRAISAL SERVICES.**

**WHEREAS**, the Town of North Hempstead has been approached regarding the possibility of selling a portion of Town Right of Way known as Albertson Avenue, Albertson, New York (the "Right of Way"); and

**WHEREAS**, the Office of the Town Attorney (the "Town Attorney") has recommended that the Town secure the services of a qualified appraiser to determine the appraised value of the Right of Way; and

**WHEREAS**, the Town Attorney has received a proposal from John S. Goess Realty Appraisal, Inc., 28 Donna Place, East Islip, New York (the "Contractor") to perform the Services in consideration of a sum not to exceed One Thousand Eight Hundred Fifty and 00/100 Dollars (\$1,850.00) (the "Contract Amount"); and

**WHEREAS**, the Town Attorney has recommended that this Board authorize the execution of an agreement with the Contractor to perform the Services in consideration of the Contract Amount (the "Agreement"); and

**WHEREAS**, this Board wishes to authorize the execution of the Agreement

**NOW, THEREFORE, BE IT**

**RESOLVED** that an Agreement is hereby authorized; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized to execute the Agreement on behalf of the Town, and to take such other action as may be necessary to effectuate the foregoing, and copies of the agreement shall be on file in the Office of the Town Clerk; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be, and hereby is, authorized and directed to pay the costs thereof upon receipt of a duly executed Agreement and certified claims therefor.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.240-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GOLD COAST TENNIS FOR TENNIS COURT WORK AT HARBOR HILLS PARK, GREAT NECK.**

**WHEREAS**, the Town requires tennis court work at Harbor Hills Park, Great Neck (the “Project”); and

**WHEREAS**, the Department of Parks and Recreation (the “Department”) has solicited three (3) quotes for the Project, in accordance with the Town’s Procurement Policy; and

**WHEREAS**, Gold Coast Tennis, Inc. (the “Contractor”) submitted the lowest quote, proposing to perform the Project for a sum not to exceed Six Thousand Eight Hundred and 00/100 Dollars (\$6,800.00) (the “Contract Amount”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has requested that the Town enter into an Agreement with the Contractor to perform the Project for the Contract Amount (the “Agreement”); and

**WHEREAS**, this Board wishes to authorize the execution of the Agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Agreement be and hereby is authorized; and be it further

**RESOLVED** that the Supervisor is authorized and directed to execute the Agreement, and a copy of the Agreement shall be on file in the Office of the Town Clerk, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Agreement, and take such further action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs thereof upon receipt of duly executed Agreement and certified claims therefor.

**Dated:** Manhasset, New York



March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Admin Services      Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 241-2016**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH FIDELITY NATIONAL INFORMATION FOR LOCK BOX SERVICES.**

**WHEREAS**, pursuant to a resolution duly adopted by this Board, the Town previously entered into an agreement with Fidelity National Services Information Services, 601 Riverside Avenue, Building 1, Jacksonville, Florida 32204 (the “Contractor”) for lock box services for term of three (3) years beginning April 3, 2012 and terminating on April 2, 2015, which agreement was previously extended for a period of one (1) year beginning April 3, 2015 and ending April 2, 2016 (as amended, the “Agreement”); and

**WHEREAS**, the Agreement contains one additional option to renew for a one (1) year period with the same terms and conditions;

**WHEREAS**, the Commissioner of Administrative Services (the “Commissioner”) has recommended that the Town Board authorize the extension of the Agreement with the Contractor for one (1) additional one (1) year term commencing on April 3, 2016 and terminating on April 2, 2017 (the “Amendment”); and

**WHEREAS**, the Board wishes to authorize the Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby authorizes the Amendment; and be it further

**RESOLVED** that the Supervisor be and hereby is authorized and directed to execute the Amendment on behalf of the Town, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and oversee the execution of the Amendment, and to take such other action as may be necessary to effectuate the foregoing; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Services upon receipt of the duly executed Amendment and certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller      Admin Servcs

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.242-2016**

**A RESOLUTION AUTHORIZING THE PURCHASE FROM WEBHOUSE STORAGE SOLUTIONS OF MAINTENANCE HARDWARE AND SOFTWARE SUPPORT FOR THE TOWN HALL WEB FILTER.**

**WHEREAS**, the Department of Information Technology and Telecommunications (the “Department”) requires hardware and software maintenance and support for the Town Hall web filter (the “Services”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town purchase the Services from Webhouse Data Storage Solutions, Inc., 2365 Milburn Avenue, Building #2 Baldwin, NY 11510 for a term of one (1) year in consideration of an amount not to exceed Three Thousand Six Hundred Two Dollars and 62/100 Dollars (\$3,602.62) (the “Purchase”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Purchase.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Purchase be and is hereby authorized; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Purchase upon receipt of certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.243 -2016**

**A RESOLUTION AUTHORIZING THE PURCHASE FROM LEGAL FILES SOFTWARE, INC. OF ADDITIONAL LICENSES FOR THE TOWN'S LEGAL CASE MANAGEMENT SYSTEM.**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with Legal Files Software, Inc., 801 South Durkin Drive, Springfield, Illinois 62704 (the “Contractor”) to purchase software licenses for the Town’s legal case management system; and **WHEREAS**, the Department of Information Technology and Telecommunications (the “Department”) requires two additional licenses (the “Product”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town purchase the Product from the Contractor, in consideration of an amount not to exceed Two Thousand Eight Hundred Twenty Dollars and 00/100 Dollars (\$2,820.00) (the “Purchase”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Purchase.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Purchase be and is hereby authorized; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Purchase upon receipt of certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.244-2016**

**A RESOLUTION AUTHORIZING THE PURCHASE AND MAINTENANCE OF ASB TASKTRACKER SOFTWARE MAINTENANCE AT HARBOR LINKS.**

**WHEREAS**, the Department of Parks and Recreation (the “Department”) requires the purchase and maintenance of labor tracking software used at Harbor Links Golf Course (the “Services”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town purchase the Services from Turf Addict, LLC, 14332 Red Cardinal Ct, Windermere, FL 34786, for a term of one year in consideration of an amount not to exceed One Thousand Seventy and 00/100 Dollars (\$1,070.00) (the “Purchase”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Purchase.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Purchase be and is hereby authorized; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Purchase upon receipt of certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller



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**Councilwoman Kaplan offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 245-2016**

**A RESOLUTION URGING THE STATE OF NEW YORK TO ENACT THE PAID FAMILY LEAVE ACT.**

**WHEREAS**, 178 countries have laws that guarantee paid leave to new mothers; and

**WHEREAS**, the United States is one of the few countries that have not implemented this policy on a nation-wide basis; and

**WHEREAS**, in the United States, the Family and Medical Leave Act (“FMLA”) addresses issues of leave for care of new children or seriously ill relatives; and

**WHEREAS**, FMLA only provides up to twelve (12) weeks of unpaid leave and covers approximately 60% of all workers in the United States; and

**WHEREAS**, only approximately 16% of eligible workers under the FMLA take unpaid leave because of the impact of lost income and time off from work; and

**WHEREAS**, the State of New York’s Temporary Disability Insurance (“TDI”) program provides temporary cash benefits to eligible employees who are disabled by off the job illness or injury and for disabilities arising from pregnancies;

**WHEREAS**, under TDI, the benefits are capped at \$170 per week; and

**WHEREAS**, there is currently a bill under consideration by the New York State Legislature entitled the Paid Family Leave Act, the purpose of which is to build upon the existing TDI program through small employee payroll deductions; and

**WHEREAS**, under the proposed Paid Family Leave Act, eligible workers would receive up to twelve weeks of paid leave a year to care for newborn or newly adopted children or to take care of a seriously ill family member; and

**WHEREAS**, under the proposed Paid Family Leave Act, eligible workers would receive two-thirds of their average weekly wage, up to a maximum benefit level of 35%; and

**WHEREAS**, this maximum benefit level would be raised in steps over four years until it equaled 50% of the statewide average weekly wage; and

**WHEREAS**, this Board finds that this proposed legislation would provide meaningful security to working families; and

**WHEREAS**, this Board wishes to urge the New York State Legislature to enact the Paid Family Leave Act.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Board urges the New York State Legislature to enact the Paid Family Leave Act.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman,  
Councilman Zuckerman, Supervisor Bosworth

Abstained: Councilwoman De Giorgio, Councilman Ferrara

Nays: None

cc: Town Attorney

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.246-2016**

**A RESOLUTION AUTHORIZING THE PURCHASE FROM ERANGE INC. OF DRIVING RANGE SOFTWARE AT HARBOR LINKS.**

**WHEREAS**, the Department of Parks and Recreation (the “Department”) requires driving range reservation software (the “Product”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town purchase the Product from ERange, Inc., 4600 Witmer Industrial Estate, Unit 12-1498, Niagara Falls, NY, 14305 in consideration of an amount not to exceed Three Hundred Sixty-Five and 00/100 Dollars (\$365.00) (the “Purchase”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Purchase.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Purchase be and is hereby authorized; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Purchase upon receipt of certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.247 -2016**

**A RESOLUTION AUTHORIZING THE PURCHASE FROM ANDREWS TECHNOLOGY HMS, INC. OF UPGRADES AND HARDWARE MAINTENANCE FOR THE TOWN'S TIME KEEPING AND ATTENDANCE SYSTEM.**

**WHEREAS**, the Department of Information Technology and Telecommunications (the “Department”) requires the upgrade of the Town's time and attendance system software (the “Services”); and

**WHEREAS**, the Commissioner of the Department (the “Commissioner”) has recommended that the Town purchase the Services from Andrews Technology HMS, Inc., 1213 Culbreth Drive, Wilmington, NC 28405 in consideration of an amount not to exceed Fifty-Five Thousand Nine Hundred Fifteen and 00/100 Dollars (\$55,915.00) (the “Purchase”); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to authorize the Purchase.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Purchase be and is hereby authorized; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Purchase upon receipt of certified claims therefore.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller



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**Supervisor Bosworth offered the following resolution and moved its-adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.248-2015**

**A RESOLUTION AUTHORIZING THE EMPLOYMENT, APPOINTMENT, TRANSFER, ADJUSTMENT, CORRECTION, CHANGE IN GRADE OR SALARY AND/OR TERMINATION OF EMPLOYEES AND/OR OFFICIALS IN VARIOUS DEPARTMENTS OF THE TOWN.**

**WHEREAS**, the approval of this Board has been requested for the employment, appointment, transfer, adjustment, correction, change in grade or salary and/or termination of certain individuals, employees and/or officials in various departments of the Town of North Hempstead (the "Town") as more particularly set forth in a memorandum on file in the Office of the Commissioner of Finance; and

**WHEREAS**, the Board believes it is in the best interests of the Town to approve the request.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the following employments, appointments, transfers, adjustments, corrections, changes in grade or salary, and/or terminations are hereby adopted and approved:

**ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK AND CIVIL SERVICE APPROVAL**

**SEE EXHIBIT A ATTACHED**

;and be it further

**RESOLVED** that the above listed employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary are hereby appointed to the respective positions at a rate of compensation shown next to their names; and be it further

**RESOLVED** that the appointments and employments are subject to the satisfactory completion of a physical examination by a physician; and be it further

**RESOLVED** that the term of appointment and employment of any person to an exempt position shall be at the pleasure of the Town Board; and be it further

**RESOLVED** that the effective date of the foregoing employments, appointments, transfers, adjustments, corrections, and/or changes in grade or salary of said individuals, employees and/or officials in the various departments of the Town shall be that date certified by the Commissioner of Finance; and be it further

**RESOLVED** that the foregoing appointments, employments and terminations are subject to the rules and regulations of the Nassau County Civil Service Commission and New York State Civil Service Law.

Dated:     Manhasset, New York

March 22, 2016

The vote of the foregoing resolution was recorded as follows:

Ayes:   Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
          Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
          Supervisor Bosworth

Nays:    None



## FINANCE DEPARTMENT / HR

3/22/2016 3:16 PM

Please prepare a resolution effectuating the following appointments and/or changes for the 03/22/2016 Town Board Meeting

From: Bob Weitzner-Commissioner of Finance/HR

To: Supervisor Judi Bosworth

ALL APPOINTMENTS PENDING COMPLETION OF PAPERWORK & CIVIL SERVICE APPROVAL. ALL CHANGES WILL TAKE PLACE NO EARLIER THAN THE PAY PERIOD BEGINNING 03/26/2016.

UNLESS OTHERWISE NOTED.

Type	Fr/To	Department #	Department Name	Budget Code	Employee Name	FT / PT / Seasonal	Employee Title	Employee Rate	Grade/Step	Effective Date
New Part Time	From									
	To	922100	Comptroller	A.04.1320.1200	Fajardo, Brian	P/T	Clerk Typist 1	\$15.00/hour		3/25/2016
New Part Time	From									
	To	922100	Comptroller	A.04.1320.1200	Karim, Amaan	P/T	Clerk Typist 1	\$15.00/hour		3/24/2016
Title Change		123400	Parks/Whitney	A.05.7185.1000	Salvatore Siminerio	F/T	Recreation Aide	\$59,834ann/\$28.66hour	Gr.9/St.17.5	3/26/2016
							Laborer I			
New Part Time	From									
	To	923800	Public Safety	A.06.3989.1200	Sais, Richard	P/T	Bay Constable	\$16.00/hour		3/23/2016
New Part Time	From									
	To	980000	Port Wash Parking Dis	ST.016.1200	Richard, Michel	P/T	Laborer 1	\$14.00/hour		3/23/2016
New Part Time	From									
	To	911700	Public Safety	B.06.3989.1200	Fama, Shannon	P/T	Public Safety Officer 1	\$14.00/hour		3/23/2016
New Full Time	From									
	To	128200	Town Board	A.12.1010.1000	Shannon,Christopher	F/T	Adm. Asst to Town Board	\$49,904ann/\$1912.03bi-wk		3/28/2016
Resignation	From	128200	Town Board	A.12.1010.1000	McCarty, Meagan	F/T	Adm. Asst to Town Board	\$49,904ann/\$1912.03bi-wk		End of day
	To									4/1/2016
Resignation	From	903100	DOITT/311	A.30.1480.1200	Silverman, David	P/T	Attendant	\$15.00/hour		3/7/2016
	To									
Resignation	From	128200	Town Board	A.12.1010.1000	Koos, Matthew	F/T	Adm. Asst to Town Board	\$48,925ann/\$1874.52bi-wk		End of day
	To									4/1/2016
	From									
	To									
	From									
	To									
	From									
	To									
	From									
	To									



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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.249-2016**

**A RESOLUTION AUTHORIZING AN APPOINTMENT TO THE BOARD OF DIRECTORS OF THE WATER AUTHORITY OF GREAT NECK NORTH.**

**WHEREAS**, pursuant to Title 8-B, Section 1197-d(1) of the New York State Public Authorities Law, the Chief Executive Officer of the Town of North Hempstead (the “Town”) is authorized to appoint a representative to the Board of Directors (the “Board”) of the Water Authority of Great Neck North (the “Authority”); and

**WHEREAS**, Carol Frank currently serves as the Town’s representative to the Board, and her term will expire on April 29, 2016; and

**WHEREAS**, the Supervisor of the Town has recommended the appointment of Carol Frank to the Board of the Authority for a new two-year term to expire on April 29, 2018; and

**WHEREAS**, though not required, the consent and approval of the Town Board to the appointment of Carol Frank to the Board of the Authority is desirable.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the appointment of Carol Frank to the Board of the Authority for a two-year term to expire on April 29, 2018 is hereby authorized; and be it further

**RESOLVED** that the Town Clerk is hereby authorized and directed to take any and all action necessary to effectuate the foregoing, including filing a certificate of appointment with the Secretary of State within thirty (30) days hereof.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney

Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 250-2016**

**A RESOLUTION APPOINTING DAVID L. MEJIAS AS A MARRIAGE OFFICER OF THE TOWN OF NORTH HEMPSTEAD.**

**WHEREAS**, Domestic Relations Law §11-c authorizes the Town Board to appoint marriage officers who shall have the authority to solemnize marriages within the Town; and

**WHEREAS**, this Board wishes to appoint David L. Mejias, as a marriage officer for the purpose of performing a private marriage ceremony within the Town on June 4, 2016.

**NOW, THEREFORE, BE IT**

**RESOLVED** that David L. Mejias being duly qualified be and hereby is appointed as a marriage officer of the Town of North Hempstead for a term beginning on June 4, 2016 and terminating at midnight on June 4, 2016, to serve without compensation for the solemnization of a marriage at a private ceremony within the Town.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney      Comptroller

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.216-2016**

**A RESOLUTION IDENTIFYING TITLES OF EMPLOYEES OF THE TOWN OF NORTH HEMPSTEAD WHO HOLD POLICY MAKING POSITIONS FOR PURPOSES OF REQUIRING THE FILING OF THE ANNUAL STATEMENT OF FINANCIAL DISCLOSURE.**

**WHEREAS**, Town Code § 16A-7(A) authorizes the Town Board to determine those officers, employees and board members who hold policy-making positions for purposes of requiring the filing of Annual Statements of Financial Disclosure (“Disclosure Statements”) with the Town of North Hempstead Board of Ethics (“Board of Ethics”); and

**WHEREAS**, the Board of Ethics has reviewed the list of persons required to file disclosure statements and has recommended to this Board that it determine that the persons holding the titles listed below be required to file disclosure statements.

**NOW, THEREFORE BE IT**

**RESOLVED** that the Town Board has determined that, in addition to those titles set forth in the Town Code, employees in the following titles hold policy-making positions for purposes of requiring the filing of Disclosure Statements, as recommended by the Board of Ethics:

**Building Department**

Architect  
Attendant  
Administrative Assistant  
Assistant to the Commissioner of Building, Safety, Inspection  
and Enforcement  
Building Inspector 1 Part Time  
Building Inspector I  
Building Inspector II  
Building Plans Examiner I  
Clerk I  
Clerk II  
Clerk Laborer  
Commissioner of Building Safety Inspection, and Enforcement  
Deputy Commissioner of Building Safety Inspection, and

Enforcement  
Electrical Board Member  
Laborer I  
Multiple Residence Inspector I  
Plumbing Inspector I  
Plumbing Inspector II  
Plumbing Board Member  
Research Assistant to the Town Board  
Secretary to the Commissioner of Building Safety Inspection,  
and Enforcement  
Secretary to the Commissioner  
Secretary to the Deputy Supervisor  
Zoning Inspector I  
Architect Drafter I  
Public Safety Officer I

**Community Services**

Secretary to the Commissioner  
Legal Typist I

**Department of Services for the Aging**

Accountant I, P/D  
Director of Senior Citizen Affairs  
Director of Community Relations  
Senior Citizen Program Development Specialist

**Comptroller**

Payroll Supervisor  
Grants Technician  
Secretary to the Comptroller

**Department of Highways**

Auto Parts Storekeeper  
Highway Maintenance Supervisor I  
Highway Maintenance Supervisor II

**Human Resources**

Director of Personnel  
Secretary Executive Assistant

**Administrative Services**

Buyer I  
Procurement Coordinator  
Labor Supervisor II  
Secretary to the Commissioner

**Parks and Recreation**

Recreation Supervisor II  
Park Construction Coordinator  
Assistant to the Commissioner of Parks and Recreation for  
Administration

Assistant to the Commissioner of Parks and Recreation for  
Cultural Development

**Planning**

Environmental Control Specialist  
Planner II  
Planner III  
Secretary to the BZA  
Secretary to the Commissioner of Planning and Development

**Department of Public Works**

Civil Engineer I  
Civil Engineer III  
Clerk II  
Secretary to the Commissioner of Public Works

**Receiver of Taxes**

Clerk III  
Secretary to Receiver of Taxes

**Supervisor**

Administrative Assistant to Supervisor  
Chief of Staff  
Chief Sustainability Officer  
Director of Legislative Affairs  
Director of Operations  
Director of Communications  
Secretary to the Supervisor  
Secretary to Commissioner of Finance

**Town Attorney**

Secretary to Town Attorney

**Town Board**

Research Assistant to the Town Board  
Secretary to the Town Board  
Secretary to the Town Council

**Town Clerk**

Clerk/ Laborer  
Secretary to Town Clerk

**Public Safety**

Director of Animal Shelter  
Zoning Inspector I  
Code Enforcement Inspector I  
Public Safety Officer I  
Public Safety Officer II  
Public Safety Officer III  
Public Safety Officer III Part Time  
Public Safety Officer IV

Safety Coordinator  
Bay Constable I  
Bay Constable II

**IT**

Deputy Commissioner Information Technology  
Secretary to the Commissioner of IT  
Secretary to Councilman  
Info Tech Specialist II  
Info Tech Specialist III

;and be it further

**RESOLVED**, that the individuals holding the titles identified herein shall have until May 15, 2016 to file their financial disclosure forms.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Abstained: Councilwoman Russell

Nays: None

cc: Town Attorney

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**Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 251-2016**

**A RESOLUTION AUTHORIZING A CHANGE OF STREET ADDRESS FOR THE PREMISES IDENTIFIED AS SECTION 7, BLOCK 304, LOT 14 ON THE NASSAU COUNTY LAND AND TAX MAP FROM 84 FAIRVIEW DRIVE, ALBERTSON, NEW YORK TO 86 FAIRVIEW DRIVE, ALBERTSON, NEW YORK.**

**WHEREAS**, Section 10-3 of the Code of the Town of North Hempstead authorizes the Town Board to adjust and renumber street addresses as may be required from time to time; and

**WHEREAS**, Minghua Yuan and Connie Ma (the “Applicant”) own real property located at 84 Fairview Drive, Albertson, New York designated on the Nassau County Land and Tax Map as Section 7, Block 304, Lot 14 (the “Original Street Address”); and

**WHEREAS**, the Applicant has requested that the Original Street Address be changed to 86 Fairview Drive, Albertson, New York (“Address Re-designation”) to improve its desirability; and

**WHEREAS**, the Albertson Postmaster has approved the requested Address Re-designation; and

**WHEREAS**, subject to the Nassau County Fire Marshal rendering a determination that the designation would not impede optimum emergency response time (the “Determination”), the Town Board wishes to grant the Applicant’s request for the Address Re-designation.

**NOW, THEREFORE, BE IT**

**RESOLVED** that subject to the Determination of the Nassau County Fire Marshal, the Town Board hereby authorizes and directs that the real property located at 84 Fairview Drive, Albertson, New York and designated on the Nassau County Land and Tax Map as Section 7, Block 304, Lot 14 be re-designated as 86 Fairview Drive, Albertson, New York; and be it further

**RESOLVED** that the Town Board hereby authorizes and directs that all necessary action be taken by the Building Department to effectuate the foregoing; and be it further

**RESOLVED** that the Town Board hereby authorizes and directs the Town Clerk to notify the Nassau County Clerk, the Nassau County Engineer, the Applicant and the post-office department of the United States where the premises is located, to advise of the Address Re-designation.



**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney Receiver of Taxes Planning Building DPW Town Clerk

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 252-2016**

**A RESOLUTION REDUCING FEES TO BE CHARGED TO THE NORTH HEMPSTEAD HOUSING AUTHORITY.**

**WHEREAS**, the North Hempstead Housing Authority (the "Authority") has proposed the development of housing at Olive Hill in Manhasset and the former Grand Street School in New Cassel (the "Developments"); and

**WHEREAS**, the Developments will provide affordable housing to low and moderate income seniors within the Town of North Hempstead; and

**WHEREAS**, the Authority has requested that the Board reduce the cost of construction of the Developments by reducing any fees required by the Town Code, the Building Permit Fee Schedule and the Board of Zoning and Appeals relating to the Developments, to an amount equal to thirty-five percent (35%) of the amount required by the Town Code, the Building Permit Fee Schedule and/or the Board of Zoning and Appeals (the "Reduced Fees"); and

**WHEREAS**, to pursue its policy goals of creating affordable residential units for low and moderate income seniors, the Board wishes to direct the Town Department of Building Safety, Inspection and Enforcement, the Department of Planning and Environmental Protection and the Board of Zoning and Appeals (the "Departments") to charge Reduced Fees for the Developments.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Board hereby directs the Departments to charge Reduced Fees for the Developments; and be it further

**RESOLVED** that the Commissioner of Buildings and the Commissioner of Planning and Environmental Protection are hereby authorized to take such action as may be necessary to effectuate the foregoing.

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

**Dated:** Manhasset, New York

March 22, 2016

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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 253-2016**

**A RESOLUTION AMENDING THE PARKS FEE SCHEDULE.**

**WHEREAS**, the Town Board of the Town of North Hempstead (“Town Board”) is empowered, pursuant to § 39-23 of the Town Code, upon recommendation of the Commissioner of Parks and Recreation (the “Commissioner”), to set the fees and charges for use of any and all facilities and services in Town parks; and

**WHEREAS**, the Town Board adopted a schedule of user fees for the use of certain facilities at various Town parks by the Department of Parks and Recreation; and

**WHEREAS**, the Commissioner has recommended that the Town Board amend the schedule of user fees to clarify that the \$20.00 cancellation fee for field use permits shall be charged individually to all reserved times noted in each permit, or part thereof, being cancelled (the “Amendment”); and

**WHEREAS**, the Town Board wishes to amend the schedule of user fees as recommended by the Commissioner.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the fees and charges schedule shall be amended to reflect the Amendment; and be it further

**RESOLVED** that except as herein modified, the schedule of fees for the use of certain facilities and services in certain Town parks shall remain unchanged and in full force and effect.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney Parks and Recreation Comptroller

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**Councilman Zuckerman offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.254-2016**

**A RESOLUTION AUTHORIZING THE CONTINUATION OF THE CLARK GARDEN FAMILY GARDEN PROGRAM.**

**WHEREAS**, the Town Board of the Town of North Hempstead (“Town Board”) is empowered, pursuant to § 39-23 of the Town Code, upon recommendation of the Commissioner of Parks and Recreation (the “Commissioner”), to set the fees and charges for use of any and all facilities and services in Town parks; and

**WHEREAS**, the Town Board adopted a schedule of user fees for the use of certain facilities at various Town parks by the Department of Parks and Recreation; and

**WHEREAS**, pursuant to Resolution No. 372-2015, duly adopted by the Town Board on May 12, 2015, the Town Board amended the schedule of user fees to ratify the establishment of a fee for the participation of a family in the Clark Garden Family Garden Program, which will allow each participating family to maintain a planting box at the garden during the 2015 gardening season (the “Program”); and

**WHEREAS**, the Commissioner has reported that the Program was successful and a benefit to Town residents; and

**WHEREAS**, in an effort to extend the Program for 2016 and future years, the Commissioner has recommended that this Board further amend the schedule of user fees to authorize charging the above-described fee to users of the Program for 2016 and for future years; and

**WHEREAS**, the Town Board wishes to amend the schedule of user fees as recommended by the Commissioner.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the fees and charges schedule shall be amended to establish a \$100 fee for the participation of a family in the Clark Garden Family Garden Program in 2016 and future years; and be it further

**RESOLVED** that except as herein modified, the schedule of fees for the use of certain facilities and services in certain Town parks shall remain unchanged and in full force and effect.

**Dated:** Manhasset, New York

March 22, 2016

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

Nays: None

cc: Town Attorney          Parks and Recreation          Comptroller

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**Councilwoman Kaplan offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.255-2016**

**A RESOLUTION APPROVING THE ACTION OF THE ALERT ENGINE, HOOK, LADDER AND HOSE CO., NO. 1, INC., GREAT NECK, NEW YORK, IN ACCEPTING THE RESIGNATION OF ALEXANDER ABEL.**

**WHEREAS**, the Alert Engine, Hook, Ladder and Hose Co., No. 1, Inc., Great Neck, New York, has advised of accepting the resignation of Alexander Abel

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Alert Engine, Hook, Ladder and Hose Co., No. 1, Inc., 555 Middle Neck Rd., Great Neck, New York, 11023, in accepting the resignation of Alexander Abel, 408 Dunes Lane, Port Washington, NY 11050 be and the same hereby is approved and the Town Clerk directed to record his name in the Minutes of the Town Board.

Dated: Manhasset, New York  
March 22, 2016

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NAYS: None

Cc: Alert Engine, Hook, Ladder and Hose Co., No. 1, Inc., Town Attorney, Comptroller



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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO.256-2016**

**A RESOLUTION APPROVING THE ACTION OF THE PROTECTION FIRE ENGINE COMPANY NO. 1, PORT WASHINGTON, NEW YORK, IN ELECTING ALFREDO DIAZ AND WILLIAM TRAPP TO MEMBERSHIP, CHANGING THE MEMBERSHIP STATUS OF JOHN WALTERS, JR. FROM ACTIVE TO ASSOCIATE MEMBERSHIP, AND ACCEPTING THE RESIGNATION OF JOHN FRANCIS HINCK.**

**WHEREAS**, the Protection Fire Engine Company No. 1, 14 South Washington Street, Port Washington, New York has advised of electing Alfredo Diaz and William Trapp to membership, changing the membership status of John Walters, Jr. from active to associate membership, and accepting the resignation of John Francis Hinck

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Protection Fire Engine Company No. 1, 14 South Washington Street, Port Washington, New York, in electing Alfredo Diaz (Company #2234) and William Trapp (Company #2235) to membership, changing the membership status of John Walters, Jr. (Company #2029) from active to associate membership, and accepting the resignation of John Francis Hinck (Company #2219) be and the same hereby is approved and the Town Clerk directed to record their names in the Minutes of the Town Board.

Dated: Manhasset, New York  
March 22, 2016

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NAYS: None

cc: Protection Fire Engine Company      Town Attorney      Comptroller

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**Councilwoman De Giorgio offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 257-2016**

**A RESOLUTION APPROVING THE ACTION OF THE ATLANTIC HOOK & LADDER COMPANY, NO. 1, INC., PORT WASHINGTON, NEW YORK IN ELECTING TO MEMBERSHIP JAMES F. ROMAN.**

**WHEREAS**, the Atlantic Hook & Ladder Company, No. 1, Inc., 25 Carlton Ave, Port Washington, New York, 11050 has advised of the election of James F. Roman to membership,

**NOW, THEREFORE, BE IT**

**RESOLVED** that the action of the Atlantic Hook & Ladder Company, No. 1, Inc., 25 Carlton Avenue, Port Washington, New York, 11050 in electing James F. Roman, 43 Firwood Road, Port Washington, New York, 11050 to membership, be and the same hereby is approved and the Town Clerk directed to record his name in the Minutes of the Town Board.

Dated: Manhasset, New York  
March 22, 2016

The vote on the foregoing resolution was recorded as follows:

AYES: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan,  
Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman,  
Supervisor Bosworth

NAYS: None

Cc: Alert Engine, Hook, Ladder and Hose Co., No. 1, Inc. Town Attorney  
Comptroller